

PREA Facility Audit Report: Final

Name of Facility: York County Prison

Facility Type: Prison / Jail

Date Interim Report Submitted: NA

Date Final Report Submitted: 05/02/2023

Auditor Certification	
The contents of this report are accurate to the best of my knowledge.	<input type="checkbox"/>
No conflict of interest exists with respect to my ability to conduct an audit of the agency under review.	<input type="checkbox"/>
I have not included in the final report any personally identifiable information (PII) about any inmate/resident/detainee or staff member, except where the names of administrative personnel are specifically requested in the report template.	<input type="checkbox"/>
Auditor Full Name as Signed: Grace A Franks	Date of Signature: 05/02/2023

AUDITOR INFORMATION	
Auditor name:	Franks, Grace
Email:	gaf001984@gmail.com
Start Date of On-Site Audit:	03/20/2023
End Date of On-Site Audit:	03/22/2023

FACILITY INFORMATION	
Facility name:	York County Prison
Facility physical address:	3400 Concord Road, York, Pennsylvania - 17402
Facility mailing address:	

Primary Contact	
Name:	Adam Ogle
Email Address:	AAOgle@YorkCountyPA.gov
Telephone Number:	717-840-7587

Warden/Jail Administrator/Sheriff/Director	
Name:	Adam Ogle
Email Address:	AAOgle@YorkCountyPA.gov
Telephone Number:	717-840-7587

Facility PREA Compliance Manager	
Name:	Sharon Collare
Email Address:	scollare@yorkcountypa.gov
Telephone Number:	O: 717-840-7497

Facility Health Service Administrator On-site	
Name:	Patricia Bennett
Email Address:	PABennett@YorkCountyPA.gov
Telephone Number:	717-840-7638

Facility Characteristics	
Designed facility capacity:	2250
Current population of facility:	953
Average daily population for the past 12 months:	874
Has the facility been over capacity at any point in the past 12 months?	No
Which population(s) does the facility hold?	Both females and males
Age range of population:	14-70+
Facility security levels/inmate custody levels:	0-4
Does the facility hold youthful inmates?	Yes
Number of staff currently employed at the facility who may have contact with inmates:	417
Number of individual contractors who have contact with inmates, currently authorized to enter the facility:	68
Number of volunteers who have contact with inmates, currently authorized to enter the facility:	255

AGENCY INFORMATION	
Name of agency:	York County Prison Board of Inspectors
Governing authority or parent agency (if applicable):	York County Prison Board of Inspectors
Physical Address:	3400 Concord Road, York, Pennsylvania - 17402
Mailing Address:	
Telephone number:	7178407580

Agency Chief Executive Officer Information:	
Name:	
Email Address:	
Telephone Number:	

Agency-Wide PREA Coordinator Information			
Name:	Valerie Conway	Email Address:	vlconway@yorkcountypa.gov

SUMMARY OF AUDIT FINDINGS	
<p>The OAS automatically populates the number and list of Standards exceeded, the number of Standards met, and the number and list of Standards not met.</p> <p>Auditor Note: In general, no standards should be found to be "Not Applicable" or "NA." A compliance determination must be made for each standard. In rare instances where an auditor determines that a standard is not applicable, the auditor should select "Meets Standard" and include a comprehensive discussion as to why the standard is not applicable to the facility being audited.</p>	
Number of standards exceeded:	
2	<ul style="list-style-type: none"> • 115.13 - Supervision and monitoring • 115.86 - Sexual abuse incident reviews
Number of standards met:	
43	
Number of standards not met:	
0	

POST-AUDIT REPORTING INFORMATION

GENERAL AUDIT INFORMATION

On-site Audit Dates

1. Start date of the onsite portion of the audit:	2023-03-20
2. End date of the onsite portion of the audit:	2023-03-22

Outreach

10. Did you attempt to communicate with community-based organization(s) or victim advocates who provide services to this facility and/or who may have insight into relevant conditions in the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Identify the community-based organization(s) or victim advocates with whom you communicated:	YWCA - spoke with the Coordinator of Community Outreach and Support.

AUDITED FACILITY INFORMATION

14. Designated facility capacity:	2250
15. Average daily population for the past 12 months:	874
16. Number of inmate/resident/detainee housing units:	27
17. Does the facility ever hold youthful inmates or youthful/juvenile detainees?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> Not Applicable for the facility type audited (i.e., Community Confinement Facility or Juvenile Facility)

Audited Facility Population Characteristics on Day One of the Onsite Portion of the Audit

Inmates/Residents/Detainees Population Characteristics on Day One of the Onsite Portion of the Audit

36. Enter the total number of inmates/residents/detainees in the facility as of the first day of onsite portion of the audit:	949
37. Enter the total number of youthful inmates or youthful/juvenile detainees in the facility as of the first day of the onsite portion of the audit:	7
38. Enter the total number of inmates/residents/detainees with a physical disability in the facility as of the first day of the onsite portion of the audit:	5
39. Enter the total number of inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) in the facility as of the first day of the onsite portion of the audit:	7
40. Enter the total number of inmates/residents/detainees who are Blind or have low vision (visually impaired) in the facility as of the first day of the onsite portion of the audit:	0
41. Enter the total number of inmates/residents/detainees who are Deaf or hard-of-hearing in the facility as of the first day of the onsite portion of the audit:	0
42. Enter the total number of inmates/residents/detainees who are Limited English Proficient (LEP) in the facility as of the first day of the onsite portion of the audit:	8

<p>43. Enter the total number of inmates/residents/detainees who identify as lesbian, gay, or bisexual in the facility as of the first day of the onsite portion of the audit:</p>	<p>14</p>
<p>44. Enter the total number of inmates/residents/detainees who identify as transgender or intersex in the facility as of the first day of the onsite portion of the audit:</p>	<p>3</p>
<p>45. Enter the total number of inmates/residents/detainees who reported sexual abuse in the facility as of the first day of the onsite portion of the audit:</p>	<p>19</p>
<p>46. Enter the total number of inmates/residents/detainees who disclosed prior sexual victimization during risk screening in the facility as of the first day of the onsite portion of the audit:</p>	<p>58</p>
<p>47. Enter the total number of inmates/residents/detainees who were ever placed in segregated housing/isolation for risk of sexual victimization in the facility as of the first day of the onsite portion of the audit:</p>	<p>0</p>
<p>48. Provide any additional comments regarding the population characteristics of inmates/residents/detainees in the facility as of the first day of the onsite portion of the audit (e.g., groups not tracked, issues with identifying certain populations):</p>	<p>This auditor was provided with rosters and lists identifying inmates who met the above criteria.</p>
<p>Staff, Volunteers, and Contractors Population Characteristics on Day One of the Onsite Portion of the Audit</p>	
<p>49. Enter the total number of STAFF, including both full- and part-time staff, employed by the facility as of the first day of the onsite portion of the audit:</p>	<p>417</p>

<p>50. Enter the total number of VOLUNTEERS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>255</p>
<p>51. Enter the total number of CONTRACTORS assigned to the facility as of the first day of the onsite portion of the audit who have contact with inmates/residents/detainees:</p>	<p>68</p>
<p>52. Provide any additional comments regarding the population characteristics of staff, volunteers, and contractors who were in the facility as of the first day of the onsite portion of the audit:</p>	<p>This auditor was provided with shift rosters for all shifts.</p>

INTERVIEWS

Inmate/Resident/Detainee Interviews

Random Inmate/Resident/Detainee Interviews

<p>53. Enter the total number of RANDOM INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>15</p>
<p>54. Select which characteristics you considered when you selected RANDOM INMATE/RESIDENT/DETAINEE interviewees: (select all that apply)</p>	<p><input checked="" type="checkbox"/> Age</p> <p><input checked="" type="checkbox"/> Race</p> <p><input checked="" type="checkbox"/> Ethnicity (e.g., Hispanic, Non-Hispanic)</p> <p><input checked="" type="checkbox"/> Length of time in the facility</p> <p><input checked="" type="checkbox"/> Housing assignment</p> <p><input checked="" type="checkbox"/> Gender</p> <p><input type="checkbox"/> Other</p> <p><input type="checkbox"/> None</p>

<p>55. How did you ensure your sample of RANDOM INMATE/RESIDENT/DETAINEE interviewees was geographically diverse?</p>	<p>I identified inmates from various housing units, noting their date of birth, gender, and ethnicity. This auditor conferred with staff to identify inmates who had a longer length of stay.</p>
<p>56. Were you able to conduct the minimum number of random inmate/resident/detainee interviews?</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>57. Provide any additional comments regarding selecting or interviewing random inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>No text provided.</p>
<p>Targeted Inmate/Resident/Detainee Interviews</p>	
<p>58. Enter the total number of TARGETED INMATES/RESIDENTS/DETAINEES who were interviewed:</p>	<p>18</p>
<p>As stated in the PREA Auditor Handbook, the breakdown of targeted interviews is intended to guide auditors in interviewing the appropriate cross-section of inmates/residents/detainees who are the most vulnerable to sexual abuse and sexual harassment. When completing questions regarding targeted inmate/resident/detainee interviews below, remember that an interview with one inmate/resident/detainee may satisfy multiple targeted interview requirements. These questions are asking about the number of interviews conducted using the targeted inmate/resident/detainee protocols. For example, if an auditor interviews an inmate who has a physical disability, is being held in segregated housing due to risk of sexual victimization, and disclosed prior sexual victimization, that interview would be included in the totals for each of those questions. Therefore, in most cases, the sum of all the following responses to the targeted inmate/resident/detainee interview categories will exceed the total number of targeted inmates/residents/detainees who were interviewed. If a particular targeted population is not applicable in the audited facility, enter "0".</p>	
<p>59. Enter the total number of interviews conducted with youthful inmates or youthful/juvenile detainees using the "Youthful Inmates" protocol:</p>	<p>3</p>

<p>60. Enter the total number of interviews conducted with inmates/residents/detainees with a physical disability using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>1</p>
<p>61. Enter the total number of interviews conducted with inmates/residents/detainees with a cognitive or functional disability (including intellectual disability, psychiatric disability, or speech disability) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>5</p>
<p>62. Enter the total number of interviews conducted with inmates/residents/detainees who are Blind or have low vision (i.e., visually impaired) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>This auditor asked all inmates who were interviewed if they were blind or had low vision, none reported that they did. During the facility tour, this auditor did not observe any inmates who appeared to be blind or low vision.</p>
<p>63. Enter the total number of interviews conducted with inmates/residents/detainees who are Deaf or hard-of-hearing using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>0</p>

<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>This auditor asked all inmates who were interviewed if they were hard of hearing or deaf, none reported that they were. During the facility tour, this auditor did not observe any inmates who appeared to be hard of hearing or deaf.</p>
<p>64. Enter the total number of interviews conducted with inmates/residents/detainees who are Limited English Proficient (LEP) using the "Disabled and Limited English Proficient Inmates" protocol:</p>	<p>1</p>
<p>65. Enter the total number of interviews conducted with inmates/residents/detainees who identify as lesbian, gay, or bisexual using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>2</p>
<p>66. Enter the total number of interviews conducted with inmates/residents/detainees who identify as transgender or intersex using the "Transgender and Intersex Inmates; Gay, Lesbian, and Bisexual Inmates" protocol:</p>	<p>2</p>
<p>67. Enter the total number of interviews conducted with inmates/residents/detainees who reported sexual abuse in this facility using the "Inmates who Reported a Sexual Abuse" protocol:</p>	<p>2</p>

<p>68. Enter the total number of interviews conducted with inmates/residents/detainees who disclosed prior sexual victimization during risk screening using the "Inmates who Disclosed Sexual Victimization during Risk Screening" protocol:</p>	<p>2</p>
<p>69. Enter the total number of interviews conducted with inmates/residents/detainees who are or were ever placed in segregated housing/isolation for risk of sexual victimization using the "Inmates Placed in Segregated Housing (for Risk of Sexual Victimization/Who Allege to have Suffered Sexual Abuse)" protocol:</p>	<p>0</p>
<p>a. Select why you were unable to conduct at least the minimum required number of targeted inmates/residents/detainees in this category:</p>	<p><input checked="" type="checkbox"/> Facility said there were "none here" during the onsite portion of the audit and/or the facility was unable to provide a list of these inmates/residents/detainees.</p> <p><input type="checkbox"/> The inmates/residents/detainees in this targeted category declined to be interviewed.</p>
<p>b. Discuss your corroboration strategies to determine if this population exists in the audited facility (e.g., based on information obtained from the PAQ; documentation reviewed onsite; and discussions with staff and other inmates/residents/detainees).</p>	<p>This auditor did not observe any inmates in segregated housing for risk of victimization. During interviews with staff who work in segregation, none were reported.</p>
<p>70. Provide any additional comments regarding selecting or interviewing targeted inmates/residents/detainees (e.g., any populations you oversampled, barriers to completing interviews):</p>	<p>York County Prison had a diverse cross-section of inmates to be able to interview a sample from most of the specified special populations.</p>
<p>Staff, Volunteer, and Contractor Interviews</p>	
<p>Random Staff Interviews</p>	
<p>71. Enter the total number of RANDOM STAFF who were interviewed:</p>	<p>13</p>

<p>72. Select which characteristics you considered when you selected RANDOM STAFF interviewees: (select all that apply)</p>	<p><input checked="" type="checkbox"/> Length of tenure in the facility</p> <p><input checked="" type="checkbox"/> Shift assignment</p> <p><input checked="" type="checkbox"/> Work assignment</p> <p><input checked="" type="checkbox"/> Rank (or equivalent)</p> <p><input checked="" type="checkbox"/> Other (e.g., gender, race, ethnicity, languages spoken)</p> <p><input type="checkbox"/> None</p>
<p>If "Other," describe:</p>	<p>This auditor ensured that an adequate sampling of both male and female staff were interviewed.</p>
<p>73. Were you able to conduct the minimum number of RANDOM STAFF interviews?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>74. Provide any additional comments regarding selecting or interviewing random staff (e.g., any populations you oversampled, barriers to completing interviews, barriers to ensuring representation):</p>	<p>This auditor was provided the shift rosters and highlighted staff based on their work location, gender, position, and shift. This auditor conferred with management staff as to length of tenure.</p>
<p>Specialized Staff, Volunteers, and Contractor Interviews</p>	
<p>Staff in some facilities may be responsible for more than one of the specialized staff duties. Therefore, more than one interview protocol may apply to an interview with a single staff member and that information would satisfy multiple specialized staff interview requirements.</p>	
<p>75. Enter the total number of staff in a SPECIALIZED STAFF role who were interviewed (excluding volunteers and contractors):</p>	<p>30</p>
<p>76. Were you able to interview the Agency Head?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>

77. Were you able to interview the Warden/Facility Director/Superintendent or their designee?	<input checked="" type="radio"/> Yes <input type="radio"/> No
78. Were you able to interview the PREA Coordinator?	<input checked="" type="radio"/> Yes <input type="radio"/> No
79. Were you able to interview the PREA Compliance Manager?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if the agency is a single facility agency or is otherwise not required to have a PREA Compliance Manager per the Standards)

80. Select which SPECIALIZED STAFF roles were interviewed as part of this audit from the list below: (select all that apply)

- Agency contract administrator
- Intermediate or higher-level facility staff responsible for conducting and documenting unannounced rounds to identify and deter staff sexual abuse and sexual harassment
- Line staff who supervise youthful inmates (if applicable)
- Education and program staff who work with youthful inmates (if applicable)
- Medical staff
- Mental health staff
- Non-medical staff involved in cross-gender strip or visual searches
- Administrative (human resources) staff
- Sexual Assault Forensic Examiner (SAFE) or Sexual Assault Nurse Examiner (SANE) staff
- Investigative staff responsible for conducting administrative investigations
- Investigative staff responsible for conducting criminal investigations
- Staff who perform screening for risk of victimization and abusiveness
- Staff who supervise inmates in segregated housing/residents in isolation
- Staff on the sexual abuse incident review team
- Designated staff member charged with monitoring retaliation
- First responders, both security and non-security staff

	<input checked="" type="checkbox"/> Intake staff <input type="checkbox"/> Other
81. Did you interview VOLUNTEERS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of VOLUNTEERS who were interviewed:	1
b. Select which specialized VOLUNTEER role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Education/programming <input type="checkbox"/> Medical/dental <input type="checkbox"/> Mental health/counseling <input checked="" type="checkbox"/> Religious <input type="checkbox"/> Other
82. Did you interview CONTRACTORS who may have contact with inmates/residents/detainees in this facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
a. Enter the total number of CONTRACTORS who were interviewed:	3
b. Select which specialized CONTRACTOR role(s) were interviewed as part of this audit from the list below: (select all that apply)	<input type="checkbox"/> Security/detention <input checked="" type="checkbox"/> Education/programming <input checked="" type="checkbox"/> Medical/dental <input type="checkbox"/> Food service <input type="checkbox"/> Maintenance/construction <input type="checkbox"/> Other

83. Provide any additional comments regarding selecting or interviewing specialized staff.	No text provided.
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SITE REVIEW AND DOCUMENTATION SAMPLING

Site Review

PREA Standard 115.401 (h) states, "The auditor shall have access to, and shall observe, all areas of the audited facilities." In order to meet the requirements in this Standard, the site review portion of the onsite audit must include a thorough examination of the entire facility. The site review is not a casual tour of the facility. It is an active, inquiring process that includes talking with staff and inmates to determine whether, and the extent to which, the audited facility's practices demonstrate compliance with the Standards. Note: As you are conducting the site review, you must document your tests of critical functions, important information gathered through observations, and any issues identified with facility practices. The information you collect through the site review is a crucial part of the evidence you will analyze as part of your compliance determinations and will be needed to complete your audit report, including the Post-Audit Reporting Information.

84. Did you have access to all areas of the facility?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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Was the site review an active, inquiring process that included the following:

85. Observations of all facility practices in accordance with the site review component of the audit instrument (e.g., signage, supervision practices, cross-gender viewing and searches)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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86. Tests of all critical functions in the facility in accordance with the site review component of the audit instrument (e.g., risk screening process, access to outside emotional support services, interpretation services)?	<input checked="" type="radio"/> Yes <input type="radio"/> No
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<p>87. Informal conversations with inmates/residents/detainees during the site review (encouraged, not required)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>88. Informal conversations with staff during the site review (encouraged, not required)?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>89. Provide any additional comments regarding the site review (e.g., access to areas in the facility, observations, tests of critical functions, or informal conversations).</p>	<p>This auditor was provided a thorough tour of the facility as well as an overview of the video surveillance system.</p>
<h2 style="text-align: center;">Documentation Sampling</h2>	
<p>Where there is a collection of records to review-such as staff, contractor, and volunteer training records; background check records; supervisory rounds logs; risk screening and intake processing records; inmate education records; medical files; and investigative files-auditors must self-select for review a representative sample of each type of record.</p>	
<p>90. In addition to the proof documentation selected by the agency or facility and provided to you, did you also conduct an auditor-selected sampling of documentation?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p>
<p>91. Provide any additional comments regarding selecting additional documentation (e.g., any documentation you oversampled, barriers to selecting additional documentation, etc.).</p>	<p>This auditor was provided all applicable policies, files, memos, inmate records, staff records, and investigation records upon request.</p>

SEXUAL ABUSE AND SEXUAL HARASSMENT ALLEGATIONS AND INVESTIGATIONS IN THIS FACILITY

Sexual Abuse and Sexual Harassment Allegations and Investigations Overview

Remember the number of allegations should be based on a review of all sources of allegations (e.g., hotline, third-party, grievances) and should not be based solely on the number of investigations conducted. Note: For question brevity, we use the term “inmate” in the following questions. Auditors should provide information on inmate, resident, or detainee sexual abuse allegations and investigations, as applicable to the facility type being audited.

92. Total number of SEXUAL ABUSE allegations and investigations overview during the 12 months preceding the audit, by incident type:

	# of sexual abuse allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual abuse	12	4	12	12
Staff-on-inmate sexual abuse	33	5	33	33
Total	45	9	45	45

93. Total number of SEXUAL HARASSMENT allegations and investigations overview during the 12 months preceding the audit, by incident type:

	# of sexual harassment allegations	# of criminal investigations	# of administrative investigations	# of allegations that had both criminal and administrative investigations
Inmate-on-inmate sexual harassment	39	0	39	39
Staff-on-inmate sexual harassment	23	1	23	23
Total	62	1	62	62

Sexual Abuse and Sexual Harassment Investigation Outcomes

Sexual Abuse Investigation Outcomes

Note: these counts should reflect where the investigation is currently (i.e., if a criminal investigation was referred for prosecution and resulted in a conviction, that investigation outcome should only appear in the count for “convicted.”) Do not double count. Additionally, for question brevity, we use the term “inmate” in the following questions. Auditors should provide information on inmate, resident, and detainee sexual abuse investigation files, as applicable to the facility type being audited.

94. Criminal SEXUAL ABUSE investigation outcomes during the 12 months preceding the audit:

	Ongoing	Referred for Prosecution	Indicted/ Court Case Filed	Convicted/ Adjudicated	Acquitted
Inmate-on-inmate sexual abuse	4	0	0	0	0
Staff-on-inmate sexual abuse	2	3	0	0	0
Total	6	3	0	0	0

95. Administrative SEXUAL ABUSE investigation outcomes during the 12 months preceding the audit:

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual abuse	4	0	7	1
Staff-on-inmate sexual abuse	2	26	4	1
Total	6	26	11	2

Sexual Harassment Investigation Outcomes

Note: these counts should reflect where the investigation is currently. Do not double count. Additionally, for question brevity, we use the term "inmate" in the following questions. Auditors should provide information on inmate, resident, and detainee sexual harassment investigation files, as applicable to the facility type being audited.

96. Criminal SEXUAL HARASSMENT investigation outcomes during the 12 months preceding the audit:

	Ongoing	Referred for Prosecution	Indicted/ Court Case Filed	Convicted/ Adjudicated	Acquitted
Inmate-on-inmate sexual harassment	0	0	0	0	0
Staff-on-inmate sexual harassment	0	1	0	0	0
Total	0	1	0	0	0

97. Administrative SEXUAL HARASSMENT investigation outcomes during the 12 months preceding the audit:

	Ongoing	Unfounded	Unsubstantiated	Substantiated
Inmate-on-inmate sexual harassment	0	5	18	16
Staff-on-inmate sexual harassment	0	16	2	5
Total	0	21	20	21

Sexual Abuse and Sexual Harassment Investigation Files Selected for Review

Sexual Abuse Investigation Files Selected for Review

98. Enter the total number of SEXUAL ABUSE investigation files reviewed/ sampled:

29

<p>99. Did your selection of SEXUAL ABUSE investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual abuse investigation files)</p>
<p>Inmate-on-inmate sexual abuse investigation files</p>	
<p>100. Enter the total number of INMATE-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>14</p>
<p>101. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>102. Did your sample of INMATE-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual abuse investigation files)</p>
<p>Staff-on-inmate sexual abuse investigation files</p>	
<p>103. Enter the total number of STAFF-ON-INMATE SEXUAL ABUSE investigation files reviewed/sampled:</p>	<p>2</p>
<p>104. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>

<p>105. Did your sample of STAFF-ON-INMATE SEXUAL ABUSE investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual abuse investigation files)</p>
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Sexual Harassment Investigation Files Selected for Review

<p>106. Enter the total number of SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>13</p>
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<p>107. Did your selection of SEXUAL HARASSMENT investigation files include a cross-section of criminal and/or administrative investigations by findings/outcomes?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any sexual harassment investigation files)</p>
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Inmate-on-inmate sexual harassment investigation files

<p>108. Enter the total number of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:</p>	<p>10</p>
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<p>109. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT files include criminal investigations?</p>	<p><input type="radio"/> Yes</p> <p><input checked="" type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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<p>110. Did your sample of INMATE-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?</p>	<p><input checked="" type="radio"/> Yes</p> <p><input type="radio"/> No</p> <p><input type="radio"/> NA (NA if you were unable to review any inmate-on-inmate sexual harassment investigation files)</p>
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Staff-on-inmate sexual harassment investigation files

111. Enter the total number of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files reviewed/sampled:	3
112. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include criminal investigations?	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
113. Did your sample of STAFF-ON-INMATE SEXUAL HARASSMENT investigation files include administrative investigations?	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> NA (NA if you were unable to review any staff-on-inmate sexual harassment investigation files)
114. Provide any additional comments regarding selecting and reviewing sexual abuse and sexual harassment investigation files.	Pennsylvania State Police conducts all Criminal Investigations for York County Prison. All investigation files reviewed were Administrative Investigations.

SUPPORT STAFF INFORMATION

DOJ-certified PREA Auditors Support Staff

115. Did you receive assistance from any DOJ-CERTIFIED PREA AUDITORS at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.	<input type="radio"/> Yes <input checked="" type="radio"/> No
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Non-certified Support Staff

116. Did you receive assistance from any NON-CERTIFIED SUPPORT STAFF at any point during this audit? REMEMBER: the audit includes all activities from the pre-onsite through the post-onsite phases to the submission of the final report. Make sure you respond accordingly.

Yes

No

AUDITING ARRANGEMENTS AND COMPENSATION

121. Who paid you to conduct this audit?

The audited facility or its parent agency

My state/territory or county government employer (if you audit as part of a consortium or circular auditing arrangement, select this option)

A third-party auditing entity (e.g., accreditation body, consulting firm)

Other

Identify the name of the third-party auditing entity

PREA Auditors of America

Standards

Auditor Overall Determination Definitions

- Exceeds Standard
(Substantially exceeds requirement of standard)
- Meets Standard
(substantial compliance; complies in all material ways with the stand for the relevant review period)
- Does Not Meet Standard
(requires corrective actions)

Auditor Discussion Instructions

Auditor discussion, including the evidence relied upon in making the compliance or non-compliance determination, the auditor's analysis and reasoning, and the auditor's conclusions. This discussion must also include corrective action recommendations where the facility does not meet standard. These recommendations must be included in the Final Report, accompanied by information on specific corrective actions taken by the facility.

115.11	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.11 (a) York County Prison policy 2.1, Sexual Abuse, Assault, Prevention, and Intervention is the agency's written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment. The policy outlines the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment. This auditor reviewed this policy and finds that it is in compliance with the requirements of this provision of the standard.</p> <p>115.11 (b) York County Prison's designated PREA Coordinator is the Deputy Warden of Centralized Services. This position reports directly to the Warden who reports directly to the Prison Board. This auditor reviewed the agency organization chart which indicates that the PREA Coordinator/Deputy Warden of Centralized Services, reports to the Warden. The PREA Coordinator reported during interview that she does not have enough time to do all her PREA duties due to other commitments in her role as Deputy Warden, however the PREA Compliance Manager takes on a lot of duties to ensure that all the PREA related duties are completed. The facility is in compliance with the requirements of this provision of the standard.</p> <p>115.11 (c) York County Prison designates the Population Manager as the PREA Compliance Manager. The PREA Compliance Manager reports to the Deputy Warden of Centralized Services/PREA Coordinator. The PREA Compliance Manager reports that she does not have the time she would like to complete all the tasks related to PREA but has recently been provided with additional staffing help which assists with her other responsibilities. This auditor finds that York County Prison is compliant with this provision of the standard.</p> <p>This auditor finds that York County Prison is compliant with all provisions of this standard. This auditor recommends that York County Prison considers designating one position to solely do PREA related work. There were 96 reported PREA related allegations in the audit period as per the Pre Audit Questionnaire. The PREA Compliance Manager is responsible to ensure all investigations are completed, notifications are made, retaliation monitoring is completed, risk screenings are done properly, transgender and intersex inmates are housed and provided services on a case by case basis, and ensure that PREA is being complied with throughout the facility such as ensuring trainings are completed, staffing plans are being adhered to, and the facility is responding appropriately to reports of sexual abuse and sexual harassment. This auditor reviewed the investigation files, the inmate and staff records, interviewed inmates and staff on-site, and directly observed the daily operations of the facility. Having a position designated solely to PREA would take the</p>

	<p>burden off of staff that are currently in other roles with a large number of other responsibilities.</p>
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115.12	Contracting with other entities for the confinement of inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.12 (a) York County Prison has a Memorandum of Understanding (MOU) with Berks County, Cumberland County, and Dauphin County for the housing of inmates in the event that those county prisons needed bed space. Huntingdon County has a MOU for York County Prison to house their youthful offenders if needed in compliance with the PREA Standards. All four MOUs were reviewed by this auditor, and none are for the housing of York County Prison Inmates. York County Prison is compliant with this provision of the standard.</p> <p>115.12 (b) York County Prison does not contract with any entities for the housing of their inmates. The facility has four MOUs in place, with four other Pennsylvania County Prisons to house inmates if needed. This auditor interviewed the Warden who is considered the Contract Administrator for the facility. The Warden stated that if he were to contract for the housing of inmates in York County Prison custody, he would ensure they are compliant with PREA practices. Currently the facility does not contract with any facilities for the housing of inmates. This auditor find York County prison to meet the requirements of this provision of the standard.</p> <p>York County Prison is compliant with all provisions of this standard.</p>

115.13	Supervision and monitoring
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>115.13 (a)</p> <p>As per the Warden the facility has a documented staffing plan which considers adequate staffing levels to protect inmates against sexual abuse. The staffing plan is predicated on a population of 939 inmates, while the facility has had an average daily population of 1058 inmates since that last PREA audit in January 2021. Video monitoring is part of this plan. The Warden explained that in 2017 the Pennsylvania Department of Corrections reviewed the facility staffing plan and relief factor and provided a formula for staffing which the facility has maintained since. As per the Warden and PREA Compliance Manager, when assessing adequate staffing levels and the need for video monitoring the plan considers all the considerations outlined in standard 115.13. When changes are needed, corrections to the staffing plan are made. The PREA Compliance Manager stated that if through the incident review process, it is noted that a certain area of the facility needs additional staffing, there is accessibility in the staffing plan to move things around as needed. The Warden ensures that the staffing plan is being complied with by reviewing the daily rosters. The Warden noted that the facility is typically overstaffed. Throughout the on-site tour of the facility this auditor noted adequate staffing levels throughout the facility as well as adequate video surveillance coverage. This auditor was able to view the video surveillance coverage to ensure that there was adequate and appropriate coverage in vulnerable areas. The facility utilizes an electronic rounds system with QR codes which indicate stops, placed strategically throughout the facility. The system requires the correctional staff to scan a QR code when conducting rounds to ensure that all identified areas are patrolled as required in the staffing plan. An officer showed this auditor how the system works, it alerts what areas need to be patrolled and is based location and time between rounds. One recommendation was made to add a QR code near the classrooms on the second floor to ensure that those areas are adequately patrolled. This auditor also noted throughout the tour that all areas of the prison are visible from either windows, mirrors, or cameras. This auditor was unable to identify any blind spots throughout the facility. York County Prison has a documented staffing plan which provides adequate levels of staffing which includes video monitoring, the plan also takes into account all of the considerations listed within this provision of the standard. This auditor reviewed such staffing plans and finds them to be adequate. Informal interviews conducted with staff and inmates throughout the facility tour addressed staffing needs or concerns, safety issues, and blind spots. Inmates felt safe and always monitored appropriately and staff felt that they had good line of sight, and that staffing was adequate for proper supervision of inmates. York County Prison is compliant with this provision of the standard.</p> <p>115.13 (b)</p> <p>All circumstances in which the staffing plan is not complied with the facility documents and justifies all deviations from the plan. The Warden verified that the facility would document all instances of non-compliance with the staffing plan. Only</p>

in emergencies would the staffing plan not be adhered to. If an emergency were to occur the Warden stated that adjustments would be made to the staffing plan such as altering programming or facility movement. This auditor was provided with an example of a variance and a deviation to the staffing plan. The deviation was due to a hospital run, which created a need for an additional officer, and the variance provided was the facility complement identifying vacancies. York County Prison is compliant with this provision of the standard.

115.13 (c)

The PREA Coordinator stated that the staffing plan is reviewed quarterly and that she is consulted regarding any adjustments. The Pre-Audit Questionnaire states that there are weekly meetings to discuss and review each PREA investigation. In these reviews, the possibility for additional monitoring technology and staffing levels in each unit that the alleged incident occurred is discussed. This auditor also reviewed the 2022 Yearend PREA Staffing Plan and Analysis Report dated February 13, 2023. The report identifies the composition of the inmate population, overall facility complement, staffing minimums per shift for medical and security staff, discusses unannounced rounds, programming and reentry, camera coverage, allegations of sexual abuse and harassment from 2022, and notes the upgrades, enhancements, and changes made due to findings from reviews. This auditor finds York County Prison to be compliant with this provision of the standard.

115.13 (d)

Three staff who conduct unannounced PREA rounds were interviewed. All three report that they randomly conduct their rounds by having no set pattern. The rounds are documented by scanning the QR codes and the pass-on books. All three report that they prevent staff from notifying other staff by randomly touring the facility. This auditor reviewed the Corretak System which documents the rounds conducted. The Warden showed this auditor how the system identifies what areas he needs to tour and timeframe he has to do it. The Warden also showed this auditor how supervisors can view the reports to ensure the rounds were conducted as per policy. This auditor finds York County Prison to be in compliance with this provision of the standard.

This auditor finds that York County Prison exceeds this standard. The continuous review of the staffing plan and evidence of such thorough reviews was provided to this auditor, it was further evidenced by the informal interviews with staff and inmates regarding staffing and safety concerns. The York County Prison exceeds at ensuring that the facility is adequately staffed, assessments are conducted continuously to ensure additional posts are not needed or adjustments made to video surveillance systems, when adjustments are needed, they are made.

115.14	Youthful inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.14 (a)</p> <p>York County Prison houses all youthful inmates in one specified pod and youthful inmates in segregated status for behavioral or other reasons are housed in designated segregated housing areas. This auditor reviewed the "Juvenile Daily Population Report" from July 2022 to December 2022 which indicates that youthful inmates were housed at the York County Prison consistently. This auditor was provided with a list of youthful inmates on site the first day of the audit which indicated that there were seven youthful offenders, and they were all housed in the identified areas in the facility. This auditor reviewed a memo dated 6/24/2014 regarding the Prison Rape Elimination Act - Youthful Inmate Pod. The memo defines what a youthful inmate is, identifies the youthful inmate housing pod and segregation cells, outlines the schedule for recreation, programming, visitation, education, and states that when moving about the facility the youthful inmates will be escorted. This auditor observed the youthful inmate housing pod and segregated housing area. Two juveniles were in segregated housing and give were in the designated housing pod. There were no adults housed in the pod, showers were on the pod and only for those housed in the pod. The inmates are able to see adult inmates through the windows of the housing unit but two staff are posted in this area to provide constant supervision. Four youthful inmates were interviewed, and all reported that they do not have any direct contact with adult inmates in the housing area. The Correctional Officer who supervises the youthful inmate area reports that sight and sound separation between youthful and adult inmates is always maintained. The Officer reports that two Correctional Officers are in the hallway area at all times. The Officer also reports that there have been no circumstances where sight and sound separation requirements have been difficult to achieve in the last twelve months. The Officer also reported that youthful inmates are only put in segregation for behavioral purposes, otherwise they are on the designated pod with doors open from 6:00am to 11:00pm. Based upon the documents reviewed, direct observation on site, and interviews of staff and inmates York County Prison is compliant with this provision of the standard.</p> <p>115.14 (b)</p> <p>The memo dated 6/24/2014 regarding the Youthful Inmate Pod states that youthful inmates require Corrections Officer escort and direct observation when outside their housing areas where they have the ability to interact with adult inmates. During the on-site audit, this auditor observed staff escorting youthful inmates to school. Informal interviews with staff who work in the youthful inmate area report that youthful inmates are always escorted by Correctional Officers when outside the housing unit. Four youthful inmates were interviewed by this auditor and all four reported that they do not have direct contact with adult inmates when outside of their housing area, they are always supervised. The education staff responsible for teaching youthful inmates reported during interview that youthful inmates are always</p>

directly supervised when out of the housing unit and any time when adult inmates have sight, sound, or physical contact. A Correctional Officer who supervises youthful inmates was interviewed and reports that in areas outside housing units, where youthful inmates may have sight, sound, or physical contact with adult inmates, the facility always provides direct staff supervision. Based on the interviews, direct observations, and the memo reviewed, this auditor finds York County Prison to be in compliance with this provision of the standard.

115.14 (c)

In the last twelve months, as per the Pre-Audit Questionnaire, no inmates were placed in isolation to comply with this provision of the standard. All four youthful inmates interviewed reported that they exercise daily, have school daily, and are offered programming. The only work opportunities available are on the housing unit. The memo dated 6/24/14 regarding the Youthful Inmate Pod also identifies recreation times, visitation times, as well as programming and treatment scheduling. The education and supervision staff responsible for educating and supervising youthful inmates were interviewed and reported that there are no interferences with education, programming, recreation, and other out of cell opportunities due to the requirements for sight and sound separation from adult inmates. All four youthful inmates interviewed stated that they were able to exercise, go to school, participate in programming, but none reported that they worked. This auditor observed the youthful inmates being escorted to their daily education. Based on the memo provided, interviews with staff and inmates, and direct observation this auditor finds York County Prison to be compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.15	Limits to cross-gender viewing and searches
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.15 (a) As per the York County Prison Search Policy and the Sexual Abuse, Assault, Prevention and Intervention (SAAPI) Policy, strip searches and visual body cavity searches are only to be conducted by staff of the same gender of the inmate being searched, except in exigent circumstances or by medical practitioners. Any exigent circumstance must be documented. As per the Pre-Audit Questionnaire (PAQ), there have been no occurrences of cross-gender strip or body cavity searches in the last twelve months. This auditor viewed all strip search areas while touring the facility and find that they are adequate. In each area the auditor had a staff member explain the strip search process. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.15 (b) As per the York County Prison Search Policy and the SAAPI Policy, pat searches are to be conducted by staff of the same gender of the inmate. As per the PAQ there were no occurrences of cross-gender pat searches in the last twelve months. Of the thirteen random staff interviewed all stated that female staff are always present at the facility and there is never a case where female staff are not available to pat search and female inmates are restricted from access to programs or out of cell opportunities. Six random female interviews were conducted and all six reported that they were never prohibited from leaving their cell because a female staff member was not present to pat search them. The six female inmates interviewed further verified that female staff are always present when they leave their housing units. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.15 (c) As per the York County Prison Search Policy and the SAAPI Policy, all occurrences of cross-gender pat searches and cross-gender strip or visual body cavity searches are to be documented. As per the PAQ there were no occurrences of cross-gender pat searches or cross gender strip or visual body cavity searches in the last twelve months. York County Prison is compliant with this provision of the standard.</p> <p>115.13 (d) As per the SAAPI Policy inmates and detainees shall be able to shower, perform bodily functions, and change clothing without being viewed by staff of the opposite gender, except in exigent circumstances or when viewing is incident to routine cell checks. Staff who are of the opposite gender of the inmates residing on the housing unit, are required to announce their presence when entering the housing unit. This was observed by the PREA Auditor while touring the facility. All thirteen random staff interviewed report that staff of the opposite gender always announce themselves when entering a housing unit that houses residents of the opposite gender. As per</p>

the fifteen random inmates interviewed staff of the opposite gender announce themselves when entering housing units. This auditor reviewed a camera cell video footage to ensure that the areas near the toilet were blacked out. On the female housing unit that as an open dormitory style, the female inmates were required to use the bathroom or shower area to change their clothing to avoid cross-gender viewing. This was not the case in the male dormitory housing unit. This auditor recommended the same be implemented on the male housing unit as a corrective action. This corrective action was implemented prior to this auditor completing the on-site tour of the facility. During the tour of the facility this auditor noted a shower area that previously had frosting on the window to prevent cross-gender viewing, but it appeared the frosting had been worn off. This auditor recommended that the frosting be replaced as part of the corrective action. The facility completed this modification to the window prior to the auditor completing the on-site portion of the audit. This auditor observed the window with the frosting prior to leaving the facility on the last day of the on-site audit. All thirteen random staff interviewed stated that they felt inmates were able to dress, shower, and toilet without being viewed by staff of the opposite gender. As per fourteen of the fifteen random inmates interviewed inmates are never naked in full view of staff of the opposite gender when showering, toileting, and changing clothing. With the corrective actions being completed and the evidence provided through this auditor's observations, interviews, and policy review, York County Prison is compliant with this provision of the standard.

115.15 (e)

As per the LGBTI Policy, correctional staff may not strip search an inmate solely to identify the gender of the inmate. If a strip search is required and the gender of the inmate is unknown the officer shall contact the supervisor and medical will be notified. Medical will conduct a broader medical examination and document the gender of the inmate as a result of the examination. As per the PAQ no such searches of this nature occurred within the last twelve months. All thirteen random staff interviewed verified that the facility prohibits staff from searching or physically examining a transgender inmate for the sole purpose of determining the inmate's genital status. The staff stated that if that would need to be done medical staff would do an examination. Two transgender inmates were interviewed. One reported that she was placed in segregated housing but for disciplinary issues only. Both transgender inmates interviewed report that they were not placed in a housing area only for transgender or intersex inmates and both report that they were never strip-searched for the purpose of verifying their genital status. This auditor finds York County Prison to be in compliance with this provision of the standard.

115.15 (f)

As per the PAQ 100% of all security staff received training on conducting cross-gender pat-down searches and searches of transgender and intersex inmates in a professional and respectful manner, consistent with security needs. This auditor reviewed the training provided. The facility utilizes the Cross Gender Pat Search Moss Group Instructional Video. All thirteen random staff interviewed report being trained on cross-gender pat-down searches as well as searches of transgender and intersex inmates during annual PREA Training. The staff demonstrated to the auditor using

their hands how an appropriate cross-gender pat search would be conducted. This auditor finds York County Prison to be in compliance with this provision of the standard.

Two corrective action items were completed while the auditor was on-site, therefore this auditor finds York County prison to be in full compliance with all provisions of this standard.

<p>115.16</p>	<p>Inmates with disabilities and inmates who are limited English proficient</p>
<p>Auditor Overall Determination: Meets Standard</p>	
<p>Auditor Discussion</p>	
<p>115.16 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that the prison shall provide detainee notification, orientation, or instruction in formats accessible to all detainees including those who are limited English proficient (LEP), visually impaired, or otherwise disabled. As per the Warden, who is the Agency Head, the York County Prison provides inmates with disabilities and inmates who are limited English proficient an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment. The Warden specifically stated that the basic orientation is in Spanish and English, and all documentation provided to inmates is in English and Spanish. Five disabled and limited English proficient inmates were interviewed, specifically three inmates with cognitive impairment, one with physical disability, and one who is limited English proficient. All five report that they were provided information about sexual abuse and sexual harassment that they were able to understand. This auditor observed English and Spanish postings, intake paperwork, handbooks, and videos playing on the television. This auditor tested the language line as well, and it is active. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.16 (b) The SAAPI policy states that the prison shall provide detainee notification, orientation, or instruction in formats accessible to all detainees including those who are LEP, visually impaired, or otherwise disabled. This auditor reviewed the inmate orientation in English and Spanish and reviewed a memo dated March 10, 2020 regarding the use of AI Translator - Handheld Devices which are used to interpret different languages. Five disabled and limited English proficient inmates were interviewed, specifically three inmates with cognitive impairment, one with physical disability, and one who is limited English proficient. All five report that they were provided information about sexual abuse and sexual harassment that they were able to understand. The York County Prison is compliant with this provision of the standard.</p> <p>115.16 (c) The York County Prison SAAPI policy states that the prison shall provide inmates/ detainees with disabilities or LEP with in-person or telephonic interpretation services that enable effective, accurate, and impartial interpretation, both receptively and expressively, using any necessary specialized vocabulary. The policy further states that interpretation services shall be provided by someone other than another detainee/inmate, unless the detainee/inmate expresses a preference for another inmate/detainee to provide interpretation. As per the thirteen random staff interviewed the agency does not use inmate interpreters or any other type of inmate assistants to assist inmates with disabilities or inmates who are limited English</p>	

proficient during the course of a PREA investigation. The only instance where an inmate may be used to understand what the inmate is trying to report initially and then a staff member, language line, or handheld translator is used. Five disabled and limited English proficient inmates were interviewed, specifically three inmates with cognitive impairment, one with physical disability, and one who is limited English proficient. All five report that they were provided information about sexual abuse and sexual harassment that they were able to understand. The Pre-Audit Questionnaire (PAQ) indicated that the facility does not track such occurrences where an inmate interpreter or reader is used to assist an inmate. This auditor finds York County Prison to be in compliance with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.17	Hiring and promotion decisions
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.17 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that prior to employment, work, or volunteering, a check is completed to ensure that the individual has not engaged in sexual abuse in a prison, lockup, community confinement facility, juvenile facility, or other institution and that they have not been convicted or civilly adjudicated for engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force or coercion, or if the victim did not consent or was unable to consent or refuse. As per the SAAPI policy, if the answer is "yes" to any of the aforementioned questions, the individual is not suitable for hire. This auditor reviewed this process with the Human Resources staff, who verified that if a candidate answers yes to any of these questions on the application or the background check finds that the answer to any of these questions is yes, the individual would be considered unsuitable for hire. This auditor finds York County Prison in compliance with this provision of the standard.</p> <p>115.17 (b) As per the SAAPI policy, the agency considers incidents of sexual harassment when determining whether to hire, promote, or enlist the services of any contactor who may have contact with inmates. As per the human resources staff interviewed the facility considers prior incidents of sexual harassment when determining whether to hire or promote anyone. The Intelligence Lieutenant reported that the same consideration is made for contractors and volunteers who may have contact with inmates. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.17 (c) The York County Prison SAAPI policy states that the Intelligence and Security Commander shall conduct criminal background checks for all new hires, contractors prior to employment. As per the Human Resources Staff interviewed, and the Intelligence Lieutenant the facility performs a criminal record background check for all newly hired employees who may have contact with inmates and all employees who may have contact who are considered for promotions. The Human Resources Manager is responsible for providing prospective employees with the PREA Current Consent to Release of Information Form which allows for the Security Office to contact prior institutional employers for information on substantiated allegation of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse. In the last twelve months, as per the Pre-Audit Questionnaire (PAQ), twenty-seven individuals who may have contact with inmates were hired and had criminal background checks completed. York County Prison in compliant with this provision of the standard.</p>

115.17 (d)

The York County Prison SAAPI policy states that the Intelligence and Security Commander shall conduct criminal background checks for all new hires, contractors prior to employment. As per the Human Resources Staff interviewed, and the Intelligence Lieutenant the facility performs a criminal record background check for all contractors and volunteers who may have contact with inmates. As per the PAQ there were no contracts for services where criminal background records checks were conducted on all staff covered in the contract who might have contact with inmates. York County Prison is compliant with this provision of the standard.

115.17 (e)

As per the SAAPI policy, all employees and contractors shall have background checks conducted every five years. This auditor reviewed personnel files, which included the original background check and the five-year check from 2019. The Intelligence Lieutenant reported that every five years a background check is done on all staff including medical contracted staff. All contractors and volunteers have background checks completed every two years. The Intelligence Commander keeps a spreadsheet of all staff, contractors, and volunteers to ensure that background checks are completed as required by the agency policy. York County Prison is compliant with this provision of the standard.

115.17 (f)

As per the Human Resources staff interviewed, all applicants and employees who may have contact with inmates are asked about previous sexual abuse and sexual harassment misconduct. The facility also requires that employees must disclose any previous misconduct and failure to do so could result in termination. The acknowledgement of this duty to disclose for employees is found in their training records and human resource file. This auditor reviewed four personnel files and the acknowledgement was found in each file reviewed. York County Prison is compliant with this provision of the standard.

115.17 (g)

As per the York County Employee Discipline Policy, it is considered a major infraction to give false or misleading information as a means to obtain employment. This infraction could be grounds for termination. Due to the SAAPI policy stating that any misconduct addressed in this provision makes an individual unsuitable for hire, any information received that was falsely reported shall result in termination. The SAAPI policy also states that all employees, contractors, and volunteers must report all arrests immediately to their supervisor/coordinator. York County Prison is compliant with this provision of the standard.

115.17 (h)

As per the PREA Compliance Manager and Human Resources staff interviewed, when a former employee applies for work at another institution, upon request from that institution, the facility provides information on substantiated allegations of sexual abuse or sexual harassment. The Human Resources staff and the PREA Compliance Manager respond to these requests. This auditor finds York County Prison to be in compliance with this provision of the standard.

	York County Prison is in compliance with all provisions of this standard.
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115.18	Upgrades to facilities and technologies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.18 (a) The York County Prison has not designed or acquired any new facility or planned any substantial modification to the existing facility. The Warden, who is also the Agency Head was interviewed and stated that when designing, acquiring, or planning substantial modifications to facilities, the agency considers the effects of such changes on its ability to protect inmates from sexual abuse. The agency specifically considers line of sight, blind spots, placement of staff, and video monitoring coverage and privacy. Some examples the Warden discussed were the body camera implementation, positioning of cameras, the Reentry Opportunity Center (which is not open to inmates at this time), and the Security Review Team. The Security Review Team consists of staff, supervisors, and administrators that tour the facility, collect reports for suggestions for anything security related and make a recommendation to the executive team to take recommendations to the Prison Board. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.18 (b) As per the Pre-Audit Questionnaire the facility has updated or installed video monitoring technology, electronic surveillance, or other monitoring technology since the last audit. The use of body worn cameras has expanded to a total of 85 total users. The PREA Coordinator noted that she was present when the expansion was discussed and there were no PREA concerns. The Warden, who is also the Agency Head stated that the agency uses monitoring technology to enhance the protection of inmates from incidents of sexual abuse through use of stationary cameras, body worn cameras, handheld cameras, mirrors, and multiple control centers with staff watching. The Warden also noted that all video monitoring utilizes the black out blocks for areas near the toilets in camera cells or where inmates may be seen in a state of undress. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>York County Prison is compliant with all provisions of this standard.</p>

115.21	Evidence protocol and forensic medical examinations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.21 (a) The York County Prison is responsible for conducting administrative investigations for all incidents of sexual abuse and sexual harassment reported to have occurred within the facility. The Pennsylvania State Police (PSP) is responsible for conducting all criminal sexual abuse investigations. This auditor reviewed the supervisor response to an allegation is sexual contact/harassment checklist, which requires supervisors to ensure the scene and evidence is secured, reports are collected, victim and perpetrator are separated, the victim is told not to bath, wash, brush teeth, use restroom, medical assessment, contact made to PSP, and transport to hospital. All thirteen random staff interviewed report knowing and understanding the agency's protocol for obtaining usable physical evidence if an inmate alleges sexual abuse. Staff explained that their role is mainly to secure the scene and await instruction from the Lieutenant. The protocol to collect evidence was explained as not allowing inmates to shower, brush teeth, and change clothes, sealing off the cell, if evidence is collected it is collected using the appropriate packaging, paper bags for anything with bodily fluid, and proper evidence collection processes regarding labeling, bagging, and beginning a chain of custody. All evidence would be essentially passed on to the Pennsylvania State Police (PSP) who investigate all criminal sexual abuse allegations within the York County Prison. All thirteen random staff interviewed were able to identify who initially starts the PREA investigation. Once an allegation is made the Lieutenant will state the investigation, which will be passed on to the Shift Commander who will send it to Intelligence and the PREA Lieutenant. If it is criminal, it will be sent to PSP. York County Prison is compliant with this provision of the standard.</p> <p>115.21 (b) The York County Prison uniform protocol for evidence is developmentally appropriate for youth. The protocol is in line with the Department of Immigration and Customs Enforcement. As per the Pre-Audit Questionnaire (PAQ) the protocol was adapted from the most recent edition of the Department of Justice's (DOJ) Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011. All inmates in need of a forensic medical examination are sent to the local hospital where they are seen by a SANE or other medical professional trained and qualified to conduct forensic examinations. This auditor finds York County Prison to be compliant with this provision of the standard.</p> <p>115.21 (c) York County Prison utilizes the local emergency room, which always has a SANE on duty as per the Health Service Administrator. This auditor also interviewed the YWCA Coordinator of Community Outreach and Support who provides victim advocacy to victims of sexual abuse and assault. The coordinator confirmed that the inmates</p>

from York County Prison in need of a forensic evaluation are sent to the local hospital where YWCA sends an advocate to be with them. Regardless of whether an inmate needs a forensic examination or falls into that 96-hour timeframe allowing for a forensic exam, the inmates are all seen by a medical professional and assessed at the facility as per the PAQ. This auditor finds York County Prison to be in compliance with this provision of the standard.

115.21 (d)

As per the PREA Compliance Manager, if requested by the victim, a victim advocate will be provided to the inmate to accompany and provide emotional support, crisis intervention, information, and referrals during the forensic medical examination process and investigatory interviews. The PREA Compliance Manager stated that the YWCA is in the process of agreeing to a MOU with the facility for victim advocacy services. This auditor spoke with the Community Outreach and Support Coordinator for YWCA, who verified that an MOU is pending, and the YWCA provides victim advocacy services for the inmates of York County Prison in person, on the phone, and in writing. The coordinator also verified that they accompany inmates to the hospital for forensic examinations. Two inmates who reported sexual abuse were interviewed, one reported that the facility referred them to a victim advocate, a lady who worked in the jail, and an investigator. The other inmate who reported sexual abuse was not referred to an advocate but stated it was because her incident occurred so long ago.

This auditor reviewed a memo which is posted on the housing units throughout the facility listing the contact information for YWCA. This auditor also observed these postings throughout the tour. This auditor had an inmate show where he can find this information on the inmate tablets. The inmate was able to find the location in the PREA Orientation information. All inmates have access to these tablets. If for any reason, the YWCA is not available the facility has a licensed psychologist on staff and a provider who has completed counselor/advocate training for victims of sexual abuse. This auditor was provided with a copy of the psychologist's credentials and the certificated of completion for the provider's counselor/advocate training. York County Prison is compliant with this provision of the standard.

115.21 (e)

As per the PREA Compliance Manager, the YWCA provides Victim Advocates who are properly trained as such. The Coordinator from YWCA confirmed that the staff provided to the inmates are trained victim advocates. They are trained to provide support, information, and referrals. Two inmates who reported sexual abuse were interviewed, one reported that the facility referred them to a victim advocate, a lady who worked in the jail, and an investigator. The other inmate who reported sexual abuse was not referred to an advocate but stated it was because her incident occurred so long ago. York County Prison is compliant with this provision of the standard.

115.21 (f)

As per the PAQ, even though criminal sexual abuse investigations are done by PSP, the York County Prison will still arrange for victim services as required under this standard. This was verified in conversation with the YWCA Coordinator, who confirmed the prison contacts them. York County Prison meets the requirement of

this standard.

115.21 (h)

In the event that the YWCA is not available one staff member is trained as a counselor/advocate and the facility has a licensed psychologist on staff who is also trained to serve in the role of the victim advocate. This auditor was provided a copy of the psychologist's license and the staff member's certificate of completion for counselor/advocate training. This auditor finds that York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.22	Policies to ensure referrals of allegations for investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.22 (a) York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that the prison shall establish a protocol to ensure that each allegation of sexual abuse is investigated by prison staff or referred to an appropriate investigative authority. The Pre-Audit Questionnaire (PAQ) notes that there were ninety-six allegations of sexual abuse and sexual harassment in the last twelve months, ninety-six administrative investigations were conducted, and nine allegations were referred to Pennsylvania State Police (PSP) for criminal investigation, of those nine, six are pending completion. The Warden, who is the agency head was interviewed and reports that an administrative investigation is completed for all allegations of sexual abuse and sexual harassment and a criminal investigation is conducted by the Pennsylvania State Police if the incident is criminal in nature. York County Prison is compliant with this provision of the standard.</p> <p>115.22 (b) The agency has a policy and practice in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior. The policy is available upon request and information on PREA is posted on the public website. The information indicates that all allegations are investigated promptly and thoroughly. The information also provides reporting information. The website is https://pa-yorkcounty.civicplus.com/482/Rules-and-Policies. As per the two investigative staff interviewed, all allegations of sexual abuse or sexual harassment that may potentially involve criminal behavior, are referred to the Pennsylvania State Police for investigation. Referrals are documented. This auditor reviewed the six pending investigation files, and the files has communications with PSP as well as a check mark on the checklist indicating it was referred to PSP for criminal investigation. York County Prison is compliant with this provision of the standard.</p> <p>115.22 (c) The SAAPI policy describes the responsibilities of York County Prison investigators and notes that criminal investigations will be referred to PSP. York County Prison meets the requirements of this provision of the standard.</p> <p>York County Prison is compliant with all provisions of this standard.</p>

115.31	Employee training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.31 (a)</p> <p>York County Prison trains all employees who may have contact with inmates on their zero-tolerance policy, how to fulfill their responsibilities under the agency sexual abuse and sexual harassment prevention, detection, reporting, and responses policy and procedures, the inmate's right to be free from sexual abuse and sexual harassment, the right of inmates and staff to be free from retaliation for reporting incidents of sexual abuse and harassment, dynamics of sexual abuse, signs of threatened and actual abuse, avoiding inappropriate relationships with inmates, how to communicate effectively and professionally with all inmates, including lesbian, gay, bisexual, transgender, and intersex, and mandatory reporting laws. This is evidenced by a review of the York County Prison's training powerpoint for PREA. This auditor reviewed training records with the Warden and the Investigations and Intelligence Office. The training records are kept in a shared folder for all staff employed by York County. The Investigations and Intelligence Office maintains training records for contractors and volunteers. Prime Care provides medical and mental health care for the facility. They maintain specialized training records for their staff. Thirteen random staff were interviewed by this auditor and all thirteen report receiving training on the agency's zero tolerance policy, how to respond, report, detect, and prevent sexual abuse and harassment, rights of staff and inmates regarding PREA, dynamics of sexual abuse, signs of threatened and actual abuse, avoiding inappropriate relationships with inmates, how to communicate effectively and professionally with all inmates, including lesbian, gay, bisexual, transgender, and intersex, and mandatory reporting laws. Staff all report receiving this training annually in a classroom with a PowerPoint presentation and some video. At the end of the training staff must pass a quiz to verify their understanding of the training. This auditor reviewed a sampling of these quizzes in staff training files while on-site. This auditor finds York County Prison to be in compliance with provision a. of this standard.</p> <p>115.31 (b)</p> <p>A review of the PREA Training indicates that York County Prison provides PREA Training to staff which is tailored to both male and female inmates being that the facility houses both. This auditor finds York County Prison to be in compliance with provision b. of this standard.</p> <p>115.31 (c)</p> <p>As per the Pre-Audit Questionnaire and evidenced by the thirteen random staff interviews and review of random training records, staff receive PREA training annually. They either receive the full court or the Booster Training which is an abbreviated training. This auditor reviewed the PREA Booster Training presentation as well as the full PREA Training. The Pre-Audit Questionnaire also notes that staff are</p>

provided with blue cards to carry on them at all times with instructions on how to respond to PREA incidents. This auditor observed all staff with these cards near their name badge while on-site. This auditor finds York County Prison in compliance with provision c. of this standard.

115.31 (d)

York County Prison has all staff take a quiz at the conclusion of the PREA Training to demonstrate their understanding of the topics discussed during the training. The staff must sign the bottom of this quiz once they pass it. This auditor reviewed a sampling of these quizzes in the staff training files. This auditor finds that York County Prison is compliant with provision d. of this standard.

York County Prison is compliant with all provisions of this standard.

115.32	Volunteer and contractor training
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.32 (a) The York County Prison Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy states that all volunteers and other contractors who have contact with inmates/ detainees shall be trained on their responsibilities under the prison's sexual abuse prevention, detection, intervention, and response policies and procedures. All volunteers and contractors who have contact with inmates have been trained in their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. Each new volunteer or contractor must complete a Security Briefing, which is a detailed overview of the rules and protocols of the facility. This auditor reviewed the Security Briefing. There is a section in the Security Briefing regarding sexual abuse, assault, prevention, and intervention, which outlines the responsibilities of volunteers and contractors under the agency's PREA policies and procedures. Two contracted staff and one volunteer was interviewed while on-site. All three report that they have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures. As per the Pre-Audit Questionnaire 323 volunteers and contractors who may have contact with inmates have been trained in these policies and procedures. This auditor reviewed two volunteer records and two contractor records to see that the Security Briefing was signed off on. York County Prison is compliant with this provision of the standard.</p> <p>115.32 (b) The SAAPI policy states that the level and type of training for volunteers and contractors will be based on the services provided and level of contact with inmates/ detainees. Four volunteers and contractors were interviewed. All four report that they were trained on the zero-tolerance policy and that any allegation of sexual abuse or harassment must be reported. The medical and mental health contractors were provided the same level of training as the York County Prison staff who have contact with inmates, whereas the volunteers and contracted commissary staff were provided with the Security Briefing. The Security Briefing states that there is a zero-tolerance policy regarding sexual abuse and sexual harassment and if a volunteer or contractor learns of such incident, they are to immediately report it to their supervisor or the closest security staff. This auditor finds York County Prison to meet the requirement of this provision of the standard.</p> <p>115.32 (c) The Security Briefing is signed off on by the volunteer or contractor and the records are kept by the Security and Intelligence Commander. This auditor reviewed volunteer and contractor records provided by the Lieutenant. York County Prison is compliant with this provision of the standard.</p> <p>This auditor finds York County Prison to be in compliance with all provisions of this standard.</p>

115.33	Inmate education
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.33 (a)</p> <p>During intake, inmates receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment as well as information on how to report such incidents or suspicions of such incidents. As per the Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy upon admission to the York County Prison, all inmates/detainees shall be notified of the prison's zero-tolerance policy for all forms of sexual abuse and assault through the orientation video/program and detainee/inmate handbook and provided with the information on the prison's SAAPI program. This auditor sat with an intake staff member who walked through the intake process. The intake staff member provides inmates with information about the zero-tolerance policy and how to report incidents of sexual abuse or harassment, this auditor was provided with the same paperwork the inmates are provided with in both English and Spanish. The intake staff reported that he ensures that inmates have been educated on the agency's zero -tolerance policy by ensuring that the inmate has signed off on the acknowledgement. This auditor was able to watch an intake while on-site and verified that the information is covered, and the inmates sign the acknowledgement. Of the fifteen random inmates interviewed, thirteen report that they received information about the facility's rules against sexual abuse and sexual harassment when they first came to the facility. One reported they could not recall and the other reported that they did not. During an informal interview with an inmate on the housing unit, the inmate was able to show me on the inmate tablet where the orientation for PREA is located, and available for all inmates to review again if they should need to. This auditor finds that York County Prison is compliant with this provision of the standard.</p> <p>115.33 (b)</p> <p>As per the Pre-Audit Questionnaire (PAQ) inmates are provided with a video to watch, listen, read while in the admission area, which describes PREA and provides a comprehensive education. Additionally, any inmate incarcerated for at least 72 hours, then receives additional PREA education from the intake counselors. Of the fifteen inmates interviewed, eleven recall being told about their right to be free from sexual abuse or sexual harassment, how to report sexual abuse or sexual harassment, and their right not to be punished for reporting. Two inmates could not recall, but one stated that the information is in the inmate handbook, and two inmates state that they were never told about the aforementioned rights, and reporting information. Nine inmates interviewed report being told this information the first day, one reported that it was provided a few days after arrival, and another reported in two weeks due to being in isolation for mental health observation. As per the intake staff, inmates sign off on receipt and understanding of the information, and the information is typically provided within 24 hours of intake. The intake staff interviewed also noted that nurses see the inmates immediately upon intake and review the inmate's right to be free from sexual abuse and sexual harassment as well.</p>

This auditor reviewed the inmate education provided and finds it to meet the requirements of the standard. York County Prison is compliant with this provision of the standard.

115.33 (c)

As per the intake staff interviewed, inmates are required to sign off on the education provided from the facility on the agency's zero-tolerance policy. This auditor observed the intake process and witnessed the education and acknowledgement of the PREA information. Documentation of PREA comprehensive education is maintained for ten years. This auditor was able to review five inmate records, showing their acknowledgement of the PREA comprehensive training. This auditor finds York County Prison is compliant with this provision of the standard.

115.33 (d)

As per the SAAPI policy and the PAQ the York County Prison provides inmates with education in formats that are accessible to all inmates including limited English proficient, those that are deaf, hard of hearing, visually impaired, limited reading skills, or otherwise disabled. This auditor tested the language line to ensure it works, through informal and formal interviews learned of the handheld translators used for inmates who were limited English proficient inmates, and noted the notices, memos, signage, intake and education materials, were all in both English and Spanish. This auditor finds York County Prison to be in compliance with all provisions of this standard.

115.33 (e)

As per the SAAPI policy, documentation of PREA comprehensive education is maintained for ten years. This auditor was able to review five inmate records, showing their acknowledgement of the PREA comprehensive training. This auditor finds York County Prison is compliant with this provision of the standard.

115.33 (f)

This auditor observed appropriate signage throughout the facility in both English and Spanish. The Inmate Handbook is available in English and Spanish and is also available on the inmate tablets, as is the PREA Orientation Education. All inmates have access to the tablets which have all the facility information on them. This auditor did recommend as an enhancement that the PREA reporting hotline phone number and the phone number for the victim services be placed above the telephones for convenience. The inmates interviewed informally throughout the tour were able to show me where the phone numbers were posted on the housing unit and where they were located in the tablet. This auditor finds that York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.34	Specialized training: Investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.34 (a) York County Prison requires their investigative staff to receive NIC specialized training for investigators titled, "PREA: Investigating Sexual Abuse in a Confinement Setting." This auditor reviewed training records of three investigative staff to ensure that the NIC certificate was in their file for this training. The requirement for this specialized training is also noted in the Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy. The two investigative staff interviewed stated that they both received the National Institute of Corrections (NIC) specialized training for investigators which went over evidence protocols, interview techniques, and everything you should know to investigate a sexual abuse or sexual harassment in a prison. The investigative staff reported that the initial time they did the specialized training it was in-person through the Pennsylvania Department of Corrections, but now it is done as a computer-based training using the NIC curriculum. York County Prison is compliant with this provision of the standard.</p> <p>115.34 (b) This auditor is familiar with the NIC training utilized for investigators at York County Prison. The training covers all areas required by this standard. As per the two investigative staff interviewed, the training topics included techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative or prosecution referral. This auditor finds York County Prison to be compliant with this provision of the standard.</p> <p>115.34 (c) As per the Pre-Audit Questionnaire, thirty-three investigators are currently employed by the prison and have completed the PREA specialized investigator training, seven new investigators have recently been hired and are in the process of completing the training. Training records are kept by the Security Commander. The Warden and the Security Commander reviewed the training records of three investigators noting that the NIC training certificates were part of their file. York County Prison is compliant with this provision of the standard.</p> <p>York County Prison is compliant with all provisions of this standard.</p>

115.35	Specialized training: Medical and mental health care
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.35 (a) York County Prison Sexual Abuse, Assault, Prevention and Intervention policy states that all medical staff shall be trained in procedures for examining and treating victims of sexual abuse. The training shall consist of detecting and assessing signs of sexual abuse and assault, preserving physical evidence of sexual abuse, responding effectively to victims of sexual abuse and assault, and how to report allegations or suspicions of sexual abuse or sexual assault. As per the Pre-Audit Questionnaire (PAQ) fifty-five medical and mental health care providers who work regularly in the facility have received this training. The prison contracts with Prime Care. Prime Care requires all mental health and medical staff to complete the PREA Specialized Medical and Mental Health training provided by NIC. This auditor reviewed training records for two medical and two mental health providers to verify the NIC training certificate was included. Four medical and mental health staff were interviewed and report that they received the specialized training for medical and mental health practitioners. The staff interviewed report that the training is the computer based NIC training. This auditor finds York County Prison to be compliant with this provision of the standard.</p> <p>115.35 (b) As per the medical and mental health staff interviewed, as well as the Pre-Audit Questionnaire, no staff at the York County Prison conduct forensic examinations. All inmates in need of a forensic examination are sent to the local hospital. This provision is not applicable to York County Prison.</p> <p>115.5 (c) This auditor reviewed training logs for all Prime Care medical and mental health staff and find that all staff have received PREA Training. This auditor reviewed training records for two medical and two mental health providers to verify the NIC training certificate was included. York County Prison is compliant with this provision of the standard.</p> <p>115.35 (d) Medical and mental health care practitioners receive the mandated training provided by York County Prison as well as the specialized training for medical and mental health practitioners. This auditor reviewed the training logs and verified that all medical and mental health staff have completed the PREA Overview training. York County Prison is compliant with this provision of the standard.</p> <p>York County Prison is compliant with all provisions of this standard.</p>

115.41	Screening for risk of victimization and abusiveness
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.41 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that inmates are assessed for risk of sexual victimization or sexual abusive to other inmates / detainees at admission, 96 to 120 hours from admission, 60 to 90 days from admission. The York County Prison initial screening of risk is done by the intake staff member and is sent to the classification staff for housing. As per the intake staff, classification staff, counselor, and PREA Compliance Manager all inmates are screened for risk of sexual abuse victimization or sexual abusiveness toward other inmates upon intake. This auditor observed an intake while on-site which included the risk screening. Of the fifteen random inmates interviewed, thirteen came into the facility within the last twelve months, eleven report that they were asked questions about whether they had been in jail or prison before, whether they had been sexually abused, what their sexual identity is, and their own perception of sexual safety within the prison, one inmate said they were not, and the other could not recall. This auditor finds York County Prison to be compliant with this provision of the standard.</p> <p>115.41 (b) The SAAPI policy states that inmates shall be assessed for risk of sexual victimization or sexual abusive to other inmates/detainees upon admission to the facility, no more than twelve hours from admission. The screening staff interviewed reports that inmates are screened within 72 hours of their intake (the screening is conducted at intake by the intake staff). Seven of the eleven random inmates interviewed, who were admitted within the last twelve months and received a risk screening upon intake report that the screening occurred within the first 72 hours of intake, some reported it was immediately done. York County Prison is compliant with this provision of the standard.</p> <p>115.41 (c) This auditor reviewed the York County Prison Screening for Victimization and Abusiveness and find it to be objective. York County Prison meets the requirement of this provision.</p> <p>115.41 (d) This auditor reviewed the risk screening tool used by the York County Prison. the intake screening considers whether the inmate has a mental, physical, or developmental disability, the age, physical build, whether the inmate has previously been incarcerated, criminal history, prior convictions for sex offenses, whether the inmate is perceived to be gay, lesbian, bisexual, transgender, intersects, or gender non-conforming, whether the inmate has previously experienced sexual victimization, the inmates own perception of vulnerability, and whether the inmate is detained solely for civil immigration purposes. As per the staff who are responsible for risk</p>

screening the process is as follows, inmates are met initially by medical and screened, within 24 hours they are screened again by intake staff and rescreened in 90 days by the counselor. The risk screening tool considers history of victimization, cognitive impairments, history of institutional sexual abuse and sexual harassment, inmate's own perception of safety, appearance, sexual orientation and status, history of being a perpetrator of sexual abuse, criminal history, and history of consensual sexual activity in confinement. York County Prison is compliant with this provision of the standard.

115.41 (e)

This auditor reviewed the York County Prison Screening for Victimization and Abusiveness. The screening considers any known prior acts of sexual abuse, prior convictions for violent offenses, and a history of prior institutional violence or sexual abuse as part of the screening. As per the staff who are responsible for risk screening the process is as follows, inmates are met initially by medical and screened, within 24 hours they are screened again by intake staff and rescreened in 90 days by the counselor. The risk screening tool considers history of victimization, cognitive impairments, history of institutional sexual abuse and sexual harassment, inmate's own perception of safety, appearance, sexual orientation and status, history of being a perpetrator of sexual abuse, criminal history, and history of consensual sexual activity in confinement. York County Prison is compliant with this provision of the standard.

115.41 (f)

As per the SAAPI policy, inmates are to be reassessed 96-120 hours from admission and 60 to 90 days from admission. As per the screening staff interviewed, inmates are reassessed for risk within one week and then within 90 days by their assigned counselor. Of the eleven inmates who report that they were asked risk screening questions upon arrival at the facility, nine recall being asked the same type of questions from intake again by their counselor a few days and then a few months after coming into the facility. The counselor was able to show this auditor the reassessments in the computer system. This auditor finds York County Prison to be in compliance with this provision of the standard.

115.41 (g)

As per the SAAPI policy, the Unit Management Team shall reassess each inmate / detainee's risk of victimization or abusiveness between 90 days from the date of the initial assessment, and any other time when warranted based upon the receipt of additional relevant information or following an incident of abuse for victimization.

Staff who are responsible for the risk screening report that they reassess inmates within 90 days and if asked to do so due to an incident. Of the eleven inmates who report that they were asked risk screening questions upon arrival at the facility, nine recall being asked the same type of questions from intake again by their counselor a few months after coming into the facility. This auditor was provided with an example by the counselor of when an incident warranted a reassessment in risk level. York County Prison is compliant with this provision of the standard.

115.41 (h)

As per the SAAPI policy, inmates / detainees shall not be disciplined for refusing to answer or for not disclosing complete information in response to questions asked during risk screening. The staff responsible for risk screening all report that inmates are not discipline for refusing to answer or for not disclosing complete information. York County Prison is compliant with this provision of the standard.

115.41 (i)

Teh SAAPI policy states that Screening information shall be considered confidential and may only be accessed by those who require the information to make treatment, medical, investigative and classification decisions. The information shall be maintained securely in the detention file and/or the electronic medical record. As per the intake counselor, classifications counselor and counselor, only the counselor and anyone else who would need access for housing purposes would have access to the risk screen. As per the PREA Coordinator and the PREA Compliance Manager, the risk screening is part of the counselors' notes, therefore it would only be accessible to administration and treatment staff. This auditor reviewed with screening staff and the PREA Compliance Manager where this information is kept and shown how it is stored electronically. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.42	Use of screening information
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.42 (a) The York County Prison Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy states that proper screening and classification of inmates is accomplished through the use of risks, needs and identified behaviors of the inmates or detainee. As per the PREA Compliance Manager and the staff who conduct risk screening, the facility uses the information from the risk screening during intake during classification in order to safely house the inmate. They look at the potential to be abused or be abusive. Work assignments, education assignments, and program assignments are all based on housing locations, therefore it all stems from classification. This auditor was also provided with an example of where an inmate's housing changed due to an incident which changed his risk screening. York County Prison meets the requirement of this provision of the standard.</p> <p>115.42 (b) The risk screening staff report that classification uses the risk screening information to make housing decisions. This auditor met with classifications and the PREA Compliance Manager who explained in detail how housing determinations are made. Each inmate is reviewed on a case-by-case basis. York County Prison is compliant with this provision of the standard.</p> <p>115.42 (c) The SAAPI policy states that when making assessment and housing decisions for a transgender or intersex inmates, the Classification Committee shall consider the detainees gender self-identification and an assessment of the effects of placement on the detainee's health and safety. This is accomplished through referral to medical and mental health teams for evaluation and recommendation of placement. Placement should not be based solely on the identity documents or physical anatomy of the inmate. As per the SAAPI policy an inmate's self-identification and self-assessment of safety needs shall always be taken into consideration. As per SAAPI policy these considerations are also taken into account for placement in programming. As per the PREA Compliance Manager, lesbian and gay inmates are housed according to their gender at birth but are offered protective custody if they so choose. A form is provided for them to review and sign either refusing or accepting protective custody. Transgender and intersex inmates are place in segregated housing temporarily, no longer than forty-eight hours, until the classification assessment is completed. The PREA Compliance Manager, and Classification Supervisor review and discuss with the inmate their preferences and status. After a discussion with the PREA Coordinator a determination of housing and pat search, strip search and shower plan is put in place. Every six months the same process is done to review all transgender and intersex housing, strip search, pat search, and shower plan. Both transgender inmates interviewed report meeting with the PREA Compliance Manager to discuss their preferences. Both transgender inmates feel they were placed in the appropriate</p>

housing unit and feel like their preferences were taken into account. Neither report being strip searched by security staff for the sole purpose of determining their genital status. This auditor finds that York County Prison is compliant with this provision of the standard.

115.42 (d)

As per SAAPI policy, placement in programming assignments for transgender or intersex inmates are reassessed at least twice each year to review any threats to safety experienced by the inmate. The PREA Compliance Manager and the staff who conduct risk screening report that every six months, placement and programming assignments for transgender and intersex inmates is reassessed. York County Prison is compliant with this provision of the standard.

115.42 (e)

As per SAAPI policy the inmate's self-identification and self-assessment of safety needs shall always be taken into consideration when making placement decisions. As per the PREA Compliance Manager and risk screening staff, transgender and intersex inmate's preferences are taken into account when making decisions regarding programming and placement. Both transgender inmates interviewed feel their preferences were taken into consideration when determining their housing. York County Prison is compliant with this provision of the standard.

115.42 (f)

The SAAPI policy states that when operationally feasible, transgender and intersex inmates shall be given the opportunity to shower separately from other inmates. As per the PREA Compliance Manager and risk screening staff, transgender and intersex inmates are provided the opportunity to shower separately from other inmates. The PREA Compliance Manager stated that they may shower at a different time or in a different location. Both transgender inmates report that they are able to shower separately from other inmates. York County Prison is compliant with this provision of the standard.

115.42 (g)

As per the PREA Coordinator and the PREA Compliance Manager, the facility assesses all transgender and intersex inmates on a case-by-case basis regarding housing. The PREA Compliance Manager and the Classifications Supervisor review each transgender and intersex case and make a housing recommendation to the PREA Coordinator. There is no designated housing unit for transgender, intersex, lesbian, gay, or bisexual inmates. Four Lesbian, Gay, Bisexual, Transgender, and Intersex inmates were interviewed, all four reports that they were not housed in a housing unit solely based on their sexual orientation. Throughout the tour this auditor did not note any housing units or areas solely for the purpose of housing lesbian, gay, bisexual, transgender, or intersex inmates. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.43	Protective Custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.43 (a) There were no inmates at risk of sexual victimization housed in involuntary segregated housing in the past 12 months for one to 24 hours awaiting completion of assessment as per the Pre-Audit Questionnaire (PAQ). The York County Prison Sexual Abuse, Assault, Prevention and Intervention (SAPI) policy Inmates considered at risk for sexual victimization shall be placed in the least restrictive housing that is available and appropriate. As per the SAAPI policy, individuals may be assigned to administrative segregation / protective custody only until an alternative means of separation from likely abusers can be arranged and such an assignment shall not exceed a period of 30 days. As per the Warden, the agency has a policy prohibiting placing inmates at high risk for sexual victimization or who have alleged sexual abuse in involuntary segregated housing in lieu of other housing areas, unless an assessment has determined there are no available alternative means of separation from potential abusers. York County Prison is compliant with this provision of the standard.</p> <p>115.43 (b) Two staff who supervise inmates in segregated housing were interviewed. Both report that when inmates are placed in segregated housing for protection from sexual abuse or after having alleged sexual abuse, they still have access to the programs, privileges, education, and work opportunities where feasible. If there are any restrictions, they are documented in logbooks on the housing units. No inmates were available to interview who were placed in segregation for risk of sexual victimization. This auditor finds that York County Prison is compliant with this provision of the standard.</p> <p>115.43 (c) The Warden stated that the facility tried not to place inmates who are at high risk for sexual victimization or who have alleged sexual abuse into involuntary segregated housing. All inmates who are at risk are offered it at intake as well. This auditor reviewed the intake paperwork and the intake which was observed the inmate was offered segregated housing also referred to as protective custody. The Warden was unable to tell this auditor how long an inmate typically stays in segregated housing due to risk of sexual abuse or who have alleged sexual abuse because it does not typically occur. Two staff who supervise inmates in segregated housing report that victims of sexual abuse tend to stay in segregated housing at their request, the staff stressed that typically only the alleged abuser is kept in segregated housing. The staff reported that when this does occur, it is usually only for a couple days until an alternative housing location is identified. There was one occurrence of this, and the auditor reviewed the files on the inmate. The inmate was in and out of segregated housing several times with attempts to safely house him, which all resulted in his request to return to segregated housing. This auditor finds that York County Prison is</p>

compliant with this provision of the standard.

115.43 (d)

This auditor reviewed one case file for the one inmate who was kept in involuntary segregated housing for an extended period of time. The inmate moved in and out of segregation multiple times, each time requesting to return to segregation or being placed back in segregation due to threats, allegations, and risks. This auditor reviewed the file and found that York County Prison made every attempt to safely house the inmate in another housing location. Documentation was present outlining the basis for the facility's concern for the inmate's safety, and the reason why no alternative means of separation could be arranged. This auditor finds that York County Prison is compliant with this provision of the standard.

115.43 (e)

The York County Classification Policy states that Inmates classified to administrative or disciplinary segregation will be reviewed by the Program Review Committee within 72 hours of placement in segregation, then every seven days for the first 60 days and then once every 30 days to monitor inmate well-being and make recommendations for reclassification. This auditor reviewed the Disciplinary and Administrative Segregation Reviews for one inmate which clearly shows that a review is conducted every seven days. Both staff interviewed, who supervise inmates in segregated housing reported that the Program Review Committee reviews the inmate's status weekly. This auditor finds York County Prison to be compliant with this provision of the standard.

This auditor finds York County Prison to be compliant with all provisions of this standard.

115.51	Inmate reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.51 (a)</p> <p>The York County Prison Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy states that inmates can report sexual abuse, assault, and harassment by writing a request slip to the PREA Coordinator or the PREA Compliance Manager, writing a letter, filing a grievance, or via family/friends. The policy indicates that family and friends may call to report an allegation via phone and that number is provided in policy. The inmate handbook provides the phone number to report incidents of sexual abuse and sexual harassment and indicates that the number is a third party. This hotline is monitored by the Pennsylvania Department of Corrections. The Inmate Handbook further states that the inmate can file a formal grievance related to sexual abuse at any time. Thirteen random staff were interviewed, and all indicate that inmates have various ways of reporting sexual abuse or sexual harassment. Staff stated that they inmates can fill out a form, write a request slip, directly tell a staff member, call or tell a family member, use the hotline, write the address on the bulletin board in the housing unit, and file a grievance. All fifteen random inmates interviewed report know how to report sexual abuse or sexual harassment. Inmates interviewed stated they would tell a staff member, use the PREA Hotline, write a slip, file a grievance, or request to speak to a supervisor.</p> <p>During the tour of the facility this auditor informally conducted interviews with inmates in the housing units. One question asked was "how would you report sexual abuse or sexual harassment?" The inmates would state how they would report and this auditor would ask how they know they can do this. The inmates replied that the information is in their handbook and on their tablets. One inmate showed this auditor where the information was located on the tablet. After interviews with staff, inmates, and reviewing the various reporting methods, this auditor finds that York County Prison is compliant with this provision of the standard, however this auditor highly recommends that the facility post the phone numbers available for reporting via telephone closer to the telephones. Currently they are available on the bulletin board, in the tablet, and on the inmate handbook.</p> <p>115.51 (b)</p> <p>York County Prison provides at least One way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency. The York County Prison has an intergovernmental agreement with Pennsylvania Department of Corrections in order to utilize the PREA Hotline. This auditor was provided with a copy of this agreement to review. The agreement states that the Department of Corrections will immediately contact the appropriate party via telephone and email to notify of the allegation. The inmates are able to remain anonymous when making these phone calls. The York County Prison does not hold inmates detained solely for immigration purposes however they have contacts in place for those being held as detainees through the Department of Homeland Security in the SAAPI policy, posted throughout the facility, and in the inmate</p>

handbook. This auditor observed the posted phone number for the PREA Hotline and recommended that the facility also post it near the telephones on the housing unit. Inmates asked knew where to find the phone number, one individual even showed this auditor where it is on the tablet. The PREA Compliance Manager reported that the inmates can utilize the PREA Hotline through the Department of Corrections as the third-party reporting method and that they call the facility and follow up with an email every allegation received. Fifteen random inmates were interviewed. All but one identified a way in which they would report sexual abuse or sexual harassment. One reported they would use the hotline, two stated they would write a request slip, one reported they would call family, eight stated they would notify staff, two stated they would file grievances, and one was uncertain how they would report. Five of the fifteen staff interviewed were unsure of whether they could report anonymously, four reported they could not, and six reported that they could report anonymously. York County Prison is compliant with this provision of the standard.

115.51 (c)

The SAAPI policy states that staff must report verbally and in writing any allegations of sexual abuse or sexual harassment reported to them, suspected by them, or observed by them. This auditor reviewed a sample daily report where an officer wrote up a report of an alleged PREA incident passed to him through a slip from an inmate. Of the fifteen inmates interviewed thirteen report knowing the methods to report sexual abuse or sexual harassment, most were able to provide multiple methods of reporting to include verbally, in writing, and through third parties. All thirteen staff interviewed stated that inmates were provided with various methods of reporting sexual abuse and/or sexual harassment to include verbally, in writing, anonymously, and from third parties. This auditor finds that York County Prison is compliant with this provision of the standard.

115.51 (d)

The SAAPI policy states that the staff can report by contacting the Warden, Deputy Wardens, call the PREA Hotline, contact the Office of Inspector General, and contact the Office of Intelligence and Security. Staff are provided with reporting methods and procedures as part of the PREA Training, which this auditor reviewed. All thirteen random staff interviewed report that they have a means to report sexual abuse and sexual harassment of inmates privately. All staff felt comfortable reporting it to their supervisor or management. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard. The auditor recommends putting additional signage with the PREA Hotline phone number closer to the telephones on the housing units.

115.52	Exhaustion of administrative remedies
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.52 (a) York County Prison has administrative procedures to address inmate grievances regarding sexual abuse. This auditor reviewed the Inmate Complaint Review System policy and it states that emergency grievances can be filed for immediate threats to an inmate's health including sexual abuse. The Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy also states that the inmate can file a formal grievance related to sexual abuse and assault. York County Prison is compliant with this provision of the standard.</p> <p>115.52 (b) York County Prison Inmate Complaint Review System policy and the SAAPI policy states that complaints of sexual misconduct and abuse are not subject to any time limit on when the inmate or detainee may submit the grievance. The Inmate Complaint Review System policy and the SAAPI policy also states that inmates and detainees are not required to use the inmate complaint review system, emergency grievances, or informal grievances to resolve allegations of sexual abuse with staff members. York County Prison is compliant with this provision of the standard.</p> <p>115.52 (c) As per the York County Prison Inmate Complaint Review System policy complaints regarding sexual abuse shall not be referred to the staff member who is subject to the complaint. As per the Pre-Audit Questionnaire (PAQ) the facility utilizes secured lock boxes in the housing unit to collect grievances. This auditor observed these boxes on the housing units during the on-site tour. Staff explained to this auditor that daily this box is checked for grievances. York County Prison is compliant with this provision of the standard.</p> <p>115.52 (d) York County Prison Inmate Complaint Review Policy states that the final decision regarding an allegation of sexual abuse through the inmate grievance process shall be issued to the inmate no later than 90 days after the initial filing of the complaint. As per the PAQ 12 grievances were filed in the last twelve months that alleged sexual abuse and all 12 reached a final decision within 90 days after being filed. No extensions were needed in the last twelve months. As per the Inmate Complaint Review policy extensions for up to 70 days can be granted if the normal time period for response is insufficient to make an appropriate decision. As per policy, if an extension is granted the inmate must be notified in writing of the extension with the date by which a final decision will be made. As per policy at any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, the inmate may consider the absence of a response to be a denial. This auditor reviewed three sexual abuse investigations that were reported through the grievance process. All three were completed, with</p>

notification to the inmate of the findings of the investigation within the 90 day time frame. Two inmates who reported sexual abuse were interviewed. One reports that they were notified of the findings of the investigations the other was not sure, and both were unsure of the time frame. This auditor reviewed 29 investigation files and did not note any files where the notification was not made to the inmate following an investigation being completed nor did this auditor note when reviewing the three files which were originally filed as grievances any time frames outlined in policy not met. This auditor finds York County Prison to be in compliance with this provision of the standard.

115.52 (e)

The York County Prison Inmate Handbook and the SAAPI policy states that inmates may seek assistance from other inmates, facility staff, family members, or legal representatives when preparing their grievance. As per the Inmate Complaint Review System policy if a third-party files such a request on behalf of an inmate, the prison may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and if the inmate declines to have the request processed on his or her behalf, the agency shall document the inmate's decision in the detention file. As per the PAQ there were no instances of grievances filed by third-parties in the last twelve months where the inmate declined third-party assistance. Information regarding third-party reporting is posted on the facility's website as well as on signage posted in visitation areas. All inmates and staff interviewed throughout the audit were aware of the ability for third-parties to assist inmates in filing PREA related complaints. York County Prison is compliant with this provision of the standard.

115.52 (f)

As per the Inmate Complaint Review System and the Inmate Handbook, an inmate can file an emergency grievance if they have an immediate threat of sexual abuse. As per the Inmate Complaint Review System policy medical emergencies shall be brought to the immediate attention of proper medical personnel. As per the policy if an inmate files a formal grievance and does not directly notify a staff member and submits the grievance through the normal grievance process, the grievance coordinator shall act on the complaint immediately upon receipt. As per the PAQ there was one emergency grievance filed in the last twelve months. Of the twelve grievances related to sexual abuse filed in the last twelve months, all were acted on within 48 hours of receipt as per the PAQ. As per the Inmate Complaint Review System, emergency grievances must be responded to within five days. The policy further notes that the response does not include the immediate response needed to protect the alleged victim and start the formal investigation. As per the PAQ all twelve grievances filed for sexual abuse reached a final decision within five days.

This auditor reviewed three investigation files that were initiated through the grievance process and found that all three were responded to within 48 hours and all three had a final decision within five days. This auditor reviewed three files of investigations which were initiated through the grievance process and find that the initial response and the final determination documents the risk of the inmate, and actions taken by the facility. This auditor finds that York County Prison is compliant

with this provision of the standard.

115.52 (g)

York County Prison Inmate Complaint Review System and the Inmate Handbook define a Nuisance Grievance, a Fraudulent Grievance, and Grievance Restriction. The Inmate Complaint Review System Policy states that an inmate may be placed on a grievance restriction for filing nuisance grievances as defined by the policy and the inmate handbook. The policy further states that inmates can be disciplined for filing fraudulent grievances after a hearing by the Disciplinary Review Officer determines guilt. A determination of guilt is defined in the policy as being a grievance based upon allegations that are demonstrated beyond a reasonable doubt to be willfully dishonest and the product of a desire to abuse the grievance system or embarrass and humiliate an employee of the county or any other person or for any improper reason other than adjust to perceived legitimate complaint. As per the PAQ in the past twelve months one inmate was disciplined for filing a grievance in bad faith. This auditor reviewed this investigation file and find that York County Prison acted appropriately. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.53	Inmate access to outside confidential support services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.53 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that detainees shall be able to seek assistance for sexual abuse or assault by writing or calling YWCA of York/Victim Assistance Center. This auditor contacted YWCA and conducted a telephone interview with the Coordinator who oversees the pending Memorandum of Understanding with York County Prison. The Coordinator verified that YWCA provides victim services to the inmates either in person, over the phone, or through the mail. Two inmates who reported sexual abuse were interviewed and both report that they were offered outside services and provided with information to contact them. Both inmates reported they were able to contact them whenever they needed them. Only eight inmates of the fifteen random inmates interviewed reported being aware of the services for outside emotional support services or victim advocacy services. Inmates were able to recall reading or being told the information when prompted, but most stated that they did not know, and they did not need to know. While on-site this auditor had an inmate in the housing unit show where he would find the information on the tablet for the outside victim advocates for emotional support services. The inmate was able to do so using the tablet and referencing the PREA training. The inmate as noted that the information is provided at intake and in the Inmate Handbook. This auditor notes that the contact information for the victim advocacy organization contact information is also provided in the Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy. York County Prison is compliant with this provision of the standard.</p> <p>115.53 (b) As per the SAAPI policy, inmates shall be notified in writing as part of the orientation process and at the time services are offered that telephone calls will be recorded unless the advocate or counselor requests otherwise and that incoming and outgoing mail will be opened in their presence and searched for contraband. The SAAPI policy also notes that accommodations for confidentiality can be made. The two inmates who reported sexual abuse declined victim services. Of the fifteen random inmate interviews conducted, eight reported being aware of the victim services available. All eight were also aware that the services were provided confidentially. This auditor finds York County Prison to be compliant with this provision of the standard.</p> <p>115.53 (c) York County Prison is attempting to enter into an MOU with YWCA for confidential emotional support services related to sexual abuse. Due to COVID the attempt to finalize the MOU were thwarted and the prison is currently in the process of revisiting the signing of the MOU. This auditor spoke with the Coordinator from YWCA who oversees the services provided to inmates from the York County Prison. She confirmed that an MOU was pending, and that YWCA has provided and continues to provide these services to inmates at the York County Prison. The Coordinator</p>

reported that the YWCA has a great relationship with the prison and they are always provided access to the inmates when requested. This auditor reviewed both MOUs which were written, the initial MOU from 2020 and the current MOU. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.54	Third-party reporting
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.54 (a) The York County Prison provides reporting information on its website (https://yorkcountypa.gov/482/Rules-and-Policies). As per the Pre-Audit Questionnaire (PAQ) and the website someone may call into the prison's main number, they can contact anyone on Administration or the PREA Compliance Manager by phone or email, they may call the PREA hotline, submit a grievance, note, or request, or send a letter by mail. This auditor reviewed this information on the York County Prison website. Inmates reported that they could tell family or friends outside the facility who could report incidents of sexual abuse and sexual harassment for them, and staff reported that they would accept reports from family or friends outside the facility. All third-party reports are to be handled just like any other allegation. The PREA Lieutenant and other security staff interviewed reported that the report would warrant a full investigation as promptly and through as all other PREA related allegations. This auditor finds York County Prison to be compliant with this standard.</p>

115.61	Staff and agency reporting duties
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 557 300">Auditor Discussion</p> <p data-bbox="256 340 408 376">115.61 (a)</p> <p data-bbox="256 383 1477 707">The York County Prison Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy states that staff must immediately report any knowledge, suspicion, or information regarding an incident or allegation of sexual abuse occurring at the prison; any retaliation against detainees or staff who reported or participated in an investigation about sexual abuse or sexual assault; and any staff neglect or violation of responsibilities that may have contributed to an incident or retaliation. All thirteen random staff interviewed as well as all informal staff interviews throughout the facility tour indicated that staff are aware of the aforementioned reporting requirement.</p> <p data-bbox="256 714 1477 831">Staff all stated their duty is to first ensure the safety of the inmate and then contact their immediate supervisor. York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 871 408 907">115.61 (b)</p> <p data-bbox="256 913 1477 1364">As per the SAAPI policy information concerning the identity of a victim reporting a sexual assault, and the facts of the report itself, shall be limited to those who have a need-to-know in order to make decisions concerning the victim's welfare, and for law enforcement/ investigative purposes. Apart from such reporting, staff shall not reveal any information related to a sexual abuse and assault report to anyone other than to the extent necessary to help protect the safety of the victim or prevent further victimization of inmates or staff in the prison, or to make medical treatment, investigation, law enforcement, or other security and management decisions. All thirteen random staff interviewed report that they are to notify their supervisor and only discuss further with investigators if required to. York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 1404 408 1440">115.61 (c)</p> <p data-bbox="256 1447 1477 1854">This auditor interviewed four medical and mental health staff while on-site. All four are aware of their duty to report sexual abuse immediately to a supervisor and the mental health staff interviewed report that they notify the inmates at the initiation of services the limitations of confidentiality and duty to report. Three of the four mental health and medical staff interviewed report that they have previously been notified of such incidents and that they immediately reported it to their supervisor. This auditor reviewed investigation files and noted that several of the inmates who reported verbally or in writing reported sexual abuse or harassment to medical or mental health staff. All twenty-nine investigation files reviewed were acted upon immediately. York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 1895 408 1930">115.61 (d)</p> <p data-bbox="256 1937 1477 2054">As per the Warden, when an allegation of sexual abuse or sexual harassment is made by someone under the age of 18 or someone considered a vulnerable adult under state or local law, all applicable notifications to outside agencies would be made by</p>

the Pennsylvania State Police. The PREA Coordinator stated that inmates under the age of 18 are considered adjudicated adults so the facility would not do anything differently, any notifications needing to be made regarding outside agencies would be done by the Pennsylvania State Police. The PREA Coordinator did note that sometimes for medical reasons the medical department would contact the parents of inmates under the age of 18. York County Prison meets the requirement of this provision.

115.61 (e)

As per the Warden, all thirteen random staff interviewed, two investigative staff interviewed and informal interviews with staff throughout the facility tour, all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports are reported to and investigated by the facility's designated investigators. This auditor reviewed twenty-nine investigation files showing that all reports are investigated thoroughly regardless of how they were reported. This auditor noted that files reviewed included the following reporting methods: grievances, verbal, inmate note to staff, email from another institution, hotline call, and a report to another institution. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.62	Agency protection duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.62 (a)</p> <p>As per the Pre-Audit Questionnaire (PAQ), when the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse, it takes immediate action to protect the inmate. It is reported through the PAQ that there were twelve determinations that an inmate was at risk of substantial risk of imminent sexual abuse in the last twelve months and the average time passed before action was taken is 1.5 hours. The longest time per the PAQ in which it took staff to act on a substantial risk of imminent sexual abuse was 5.5 hours and it is unclear why. As per the PAQ, the inmate reported it at the recreation yard and the first interview was conducted 5.5 hours later. The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that if a staff member has a reasonable belief that an inmate is subject to a substantial risk of imminent sexual abuse, he or she shall take immediate action to protect the inmate. Typically, this involves the separation of the inmate at risk and the immediate notification of the supervisor for assistance in a permanent solution to protect the individual. All thirteen random staff interviewed report that they immediately act when learning an inmate is at imminent risk of sexual abuse by ensuring the safety of the inmate first, then notifying the supervisor. The Warden is also the Agency Head stated that if an inmate is at risk of imminent sexual abuse the staff would act immediately by moving the inmate to a safe location. York County Prison is compliant with this standard.</p>

115.63	Reporting to other confinement facilities
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.63 (a) York County Prison Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy states that upon receiving an allegation that an inmate was sexually abused or assaulted while confined at another facility, the prison administrator shall notify the appropriate administrator. As per the Pre-Audit Questionnaire (PAQ) there were 19 allegations the facility received that an inmate was abused while confined at another facility. This auditor reviewed one investigation file while on-site and confirmed that the report was forwarded to the appropriate administrator of the institution in which the alleged incident occurred. As per the PAQ the facility also has the alleged victim screened by medical and mental health. York County Prison is compliant with this provision of the standard.</p> <p>115.63 (b) As per the SAAPI policy notifications to the facility that an inmate was allegedly sexually abused are to be made no later than 72 hours after receiving the allegation. York County Prison is compliant with this provision of the standard.</p> <p>115.63 (c) The York County Prison documents these notifications. This auditor reviewed twenty-nine investigation files while on-site. One file reviewed was an allegation of sexual abuse which occurred at another institution. An email was sent to the other institution's agency head the same day the report was received. The email was responded to by the other agency and printed out to be included in the file. York County Prison is compliant with this provision of the standard.</p> <p>115.63 (d) The SAAPI policy states that if a prison contacts a prison staff member about an alleged sexual abuse or assault in York County Prison, the allegation shall be reported to the Deputy Wardens, PREA Compliance Manager and Warden for investigation, response and referral for criminal investigation/ prosecution. As per the PAQ three reports were received from other institutions in the last twelve months. This auditor reviewed one investigation file while on-site. The Warden who is also the Agency Head reports that when the facility receives a report from another facility or agency that an incident of sexual abuse or sexual harassment occurred in York County Prison it is treated the same as any other report of sexual abuse or sexual harassment, it is thoroughly investigated. The Warden showed this auditor an example of an email he would send to another institution notifying them and an email from another institution notifying him of an alleged incident in York County Prison. The Warden stated that the designated points of contact for PREA allegations from other institutions and to other institutions are the PREA Compliance Manager, PREA Coordinator, and the PREA Investigative Lieutenant. York County Prison is compliant with this provision of the standard.</p>

	York County Prison is compliant with all provisions of the standard.
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115.64	Staff first responder duties
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.64 (a)</p> <p>The York County Prison Sexual Abuse, Assault, Prevention and Intervention policy states that upon learning of an allegation of sexual abuse the staff is required to separate the victim from the perpetrator, refer to medical for an evaluation, preserve and protect the crime scene, if within a time period that still allows for the collection of physical evidence, the first responder shall request that the victim and the perpetrator not take any actions that could destroy physical evidence such as shower, change clothes and brush teeth. As per the Pre-Audit Questionnaire (PAQ) in the last 12 months there were 42 allegations that an inmate was sexually abused. All forty-two allegations of sexual abuse which occurred in the last twelve months, the first security staff to respond separated the victim from the alleged perpetrator. As per the PAQ eight of the incidents were reported within a time frame that still allowed for the collection of physical evidence. In six of those incidents the first responding staff preserved the crime scene. In six of those incidents the first responding staff ensured that the victim did not take any action which would destroy any evidence on their person. In two incidents first responding staff ensured that the alleged perpetrator did not take any action which would destroy any evidence on their person. Four staff who are considered to be first responders were interviewed during the on-site portion of this audit. All four report that first responders are to separate the alleged victim from the alleged abuser, secure and preserve the scene, notify a supervisor, medical and mental health, and ensure that the victim and the perpetrator do not take any actions that could destroy physical evidence if the abuse occurred in a time period that still allows for the collection of physical evidence. Two inmates who reported sexual abuse were interviewed as part of the on-site portion of this audit. One inmate reports that staff immediately responded, the other said it was within the day. Both inmates felt that staff responded quickly, and one inmate reported that the staff made sure they were safe initially. The other inmate reported an abuse which occurred two years prior to reporting the incident. This auditor reviewed 29 investigation files while on-site and each file contains a checklist titled "Supervisor Response to Allegation of Sexual Contact/Harassment Checklist," which requires the supervisor to check off that all the required first responder actions from the SAAPI policy and this standard are completed. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.64 (b)</p> <p>As per the SAAPI policy if the First responder is not a security staff member, the responder shall request that the alleged victim not take any actions that can destroy evidence. All thirteen random staff indicated that they would separate the alleged victim and alleged perpetrator, and notify a supervisor if they are the first person to be alerted that an inmate has allegedly been the victim of sexual abuse. The staff interviewed also stated that they would secure and preserve the crime scene, refer the inmate to medical and mental health, and if the incident occurred within a time</p>

period that would allow for the collection of physical evidence the alleged victim and alleged perpetrator would be instructed not to shower, change clothes, eat, brush teeth, or do anything else that could potentially destroy physical evidence. This auditor finds York County Prison to be compliant with this provision of the standard.

York County Prison is compliant with all provisions of the standard.

115.65	Coordinated response
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.65 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy outlines the coordinated actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse. The Warden confirmed that the SAAPI policy outlines the facility coordinated response plan. This auditor reviewed the SAPPI policy and finds that it appropriately outlines the coordinated response following an incident of sexual abuse. York County Prison is compliant with this standard.</p>

115.66	Preservation of ability to protect inmates from contact with abusers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	115.66 (a) As per the Pre-Audit Questionnaire (PAQ) the York County Prison has entered into collective bargaining agreements with two unions, Teamsters and Machinists. As per the PAQ and the Agency Head the agreements do not limit the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending the outcome of an investigation or limit to what extent discipline is warranted. York County Prison is compliant with this standard.

115.67	Agency protection against retaliation
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.67 (a) The York County Prison Sexual Abuse, Assault Prevention and Intervention (SAAPI) policy states that the prison shall employ multiple protection measures for inmates and staff that fear retaliation for reporting sexual abuse or for cooperating with investigations. The York County Prison has designated the PREA Compliance Manager and the PREA Lieutenant as the staff members who are responsible for retaliation monitoring. York County Prison is compliant with this provision of the standard.</p> <p>115.67 (b) The York County Prison employs multiple protection measures for inmates and staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations. This auditor reviewed twenty-nine investigation files, and all included a retaliation monitoring form indicating that the monitoring was conducted and, in some cases, completed. The Agency Head, who is also the Warden, confirmed that the retaliation monitoring is done by the PREA Compliance Manager. The Warden stated that the facility conducts retaliation reviews as a way to protect inmates and staff who make allegations of sexual abuse and sexual harassment. The Warden described some measures that the facility takes to protect inmates and staff. He states that emotional support services are offered and provided, housing changes, removal of abusers from housing units, and retaliation monitoring. The PREA Compliance Manager (PCM) who is responsible for retaliation monitoring was interviewed and states that in preventing retaliation against inmates and staff who report sexual abuse and sexual harassment her role is to monitor and when retaliation is reported, observed, or believed to be occurring it will be referred to intelligence to investigate. The PCM stated if retaliation is alleged to be occurring the inmate will be separated from the alleged perpetrator, an investigation will be conducted, and if it is verified a discipline will be sent up for the inmate perpetrator or if it is a staff member it will be sent to human resources and administration for corrective action. The PCM reports that some of the different measures used to protect inmates and staff from retaliation include separations and investigations. The PCM initiates contact with inmates who have reported sexual abuse within fifteen days of reporting an incident and then every thirty days after. Two inmates who reported sexual abuse were interviewed, one feels protected enough against possible revenge from staff or other inmates and the other does not because there are barriers to getting away because they are incarcerated. York County Prison is compliant with this provision of the standard.</p> <p>115.67 (c) As per the SAAPI policy, for at least 90 days following a report of sexual abuse or assault, the facility shall monitor to see if there are facts that may suggest possible retaliation by detainees, inmates, or staff and the prison shall act promptly to remedy any such retaliation. As per the SAAPI policy, the information that may suggest that</p>

retaliation has occurred are disciplinary reports, housing assignment changes, treatment/program changes, negative reports by staff, and loss of voluntary employment. As per the Pre-Audit Questionnaire (PAQ) there is a 90 day minimum length of time in which retaliation monitoring is conducted. If monitoring is required for longer than 90 days, it is extended for as long as needed to ensure the safety of the inmate or staff member. The intervals noted on the York County Prison Retaliation Monitoring Form are 96 hours, 15 days, 30 days, 60 days, 90 days and a check box to indicate whether the monitoring should be extended beyond 90 days. As per the PAQ there were five incidents of retaliation in the last five months. The Warden was interviewed and stated that an investigation is done when retaliation is suspected. The PCM reports that in order to detect possible retaliation housing, disciplinary reports, counselor notes, and grievances are monitored. The PCM also checks in with the inmates and staff being monitored for retaliation and asks how they are. If anything is reported or it appears there may be some retaliation it is investigated. The PCM reports that inmates and staff who report sexual abuse or sexual harassment or who assist in an investigation are monitored for at least 90 days or longer if needed, there is no maximum time for monitoring. This auditor reviewed twenty-nine investigation files and each file contained a retaliation monitoring form. York County Prison is compliant with this provision of the standard.

115.67 (d)

As per the PCM who conducts retaliation monitoring, housing changes, disciplinary action, notes, grievances, and responses from the inmate is monitored to detect possible retaliation. The York County Prison Retaliation Monitoring Form identifies the time frame for the retaliation monitoring to be conducted, the review of disciplinary reports, infractions, evaluations, programming, housing assignments, reported or observed negative interactions with staff or inmates. Checks are completed in the following intervals, 96 hours, 15 days, 30 days, 60 days, and 90 days. York County Prison is compliant with this provision of the standard.

115.67 (e)

As per the Warden who is also the Agency Head, if an individual cooperates with an investigation and expresses a fear of retaliation the agency will take measures to protect that individual against retaliation. The Warden further states that the facility offers emotional support services, many reporting methods, housing changes, removal of alleged abusers, and transfers as measures the facility takes to protect inmates and staff from retaliation. The Warden said when retaliation is suspected, and investigation is conducted. York County Prison meets the requirement of this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.68	Post-allegation protective custody
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.68 (a)</p> <p>As per the York County Prison Sexual Abuse, Assault, Prevention, and Intervention Policy the use of administrative segregation to protect inmates vulnerable to sexual abuse shall be restricted to those instances where reasonable efforts have been made to provide appropriate housing and shall be made for the least amount of time practicable, and when no other viable housing options exist, as a last resort. As per the Pre-Audit Questionnaire (PAQ), there was one occurrence of an inmate being held in segregated housing for longer than 30 days. This auditor reviewed the counselor notes on this particular case and justification is sound. The facility attempted on multiple occasions to house the inmate in a different housing area with no success to ensuring his safety. This auditor interviewed the Warden, who further emphasized that the policy prohibits placing inmates at high risk for sexual victimization or who have alleged sexual abuse in involuntary segregated housing in lieu of other housing areas unless an assessment has determined there are no other available means of separation. The Warden also stated that the facility tries to not place inmates at high-risk for sexual victimization or who have alleged sexual abuse in involuntary segregation only until an alternative means of separation is identified, but sometimes they have to for a brief period of time. The Warden also stated that at the time of intake, if an inmate is identified as high-risk for sexual victimization, they are offered segregated housing. Two staff who work in segregated housing units further confirm that it is not facility practice to place victims of sexual abuse or those at high-risk of sexual abuse in segregated housing. The two staff interviewed also confirmed that all inmates in segregated housing are reviewed weekly and if placed in segregation for safety from sexual abuse, the inmate are not denied access to other facility services or programs. This auditor finds York County Prison to be compliant with this standard.</p>

115.71	Criminal and administrative agency investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.71 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy outlines the facility’s policy related to criminal and administrative investigations. The York County Prison conducts its own administrative investigations, but all criminal investigations are referred to the Pennsylvania State Police (PSP) for investigation. As per the SAAPI policy, all administrative investigations must be prompt, thorough, objective, and fair. As per the two investigative staff interviewed the process for conducting an investigation is as follows, conduct initial interviews, gather evidence to include reports from staff and inmates, submit reports within two hours of allegation to the shift commander and the PREA Investigating Lieutenant will take over and conduct a more extensive investigation. Both investigative staff states that third-party and anonymous reports of sexual abuse and sexual harassment are handled in the same manner. This auditor reviewed twenty-nine investigative files. The files are well organized and contain the Sexual Abuse or Assault Incident Report Plan of Action Form, evidence, statements, the investigative report, Supervisor Response Checklist, Incident Checklist, Daily Reports for victim and perpetrator, Face Sheets for victim and perpetrator, PREA Allegation Assessment for victim and perpetrator, Medical and Mental Health Evaluation for victim and perpetrator, protective custody status and segregation screening if applicable for both the victim and the perpetrator, notification of investigation outcome, Retaliation Monitoring, and the Incident Review Team review. York County Prison is compliant with this provision of the standard.</p> <p>115.71 (b) All York County Prison investigative staff have received specialized investigator training developed by NIC. This auditor reviewed a random sampling of training records for investigative staff finding certificates of completion for the NIC training in the training files. Both investigative staff interviewed report receiving specialized training by NIC and the DOC. The DOC training was in person and the NIC was computer based. As per both investigative staff interviewed the topics included techniques for interviewing sexual abuse victims, proper use of Miranda and Garrity warnings, sexual abuse evidence collection in confinement settings, and the criteria and evidence required to substantiate a case for administrative or prosecution referral. York County Prison is compliant with this provision of the standard.</p> <p>115.71 (c) The SAAPI policy outlines the procedures for an administrative investigation as being preserve direct and circumstantial evidence, interview alleged victims, suspected perpetrators, and witnesses, review prior complaint and reports of sexual abuse or assault involving the suspected perpetrators, assess the credibility of the alleged victim, suspect or witnesses, determine whether staff actions or failures to act contributed to the abuse, document in a written report, if criminal investigation is</p>

being conducted by PSP ensure that the administrative investigation will not compromise that investigation and coordinate progress with PSP. The two investigative staff interviewed report that the first steps to an investigation would be to review video evidence, preserve evidence, follow up with medical and mental health, and ensure a separation is in place. The two investigative staff report that the process starts with the shift Lieutenant doing the initial report and sending it to the Commander who notifies the PREA Investigation Lieutenant, who then conducts the in-depth investigation. Evidence gathered consists of video monitoring, clothing, physical evidence, and digital evidence. This auditor noted that the investigation files contained interviews, written statements, photographs, and references to video. York County Prison is compliant with this provision of the standard.

115.71 (d)

PSP conducts all criminal investigations for the York County Prison. As per the two investigators interviewed all criminal investigations are deferred to PSP. York County Prison meets the requirement of this standard.

115.71 (e)

As per the SAAPI policy assessment and credibility of an alleged victim shall be made without regard to the individual's status as an inmate and without requiring any inmate who alleged sexual abuse or sexual harassment to submit to a polygraph. As per the two inmates interviewed who reported sexual abuse, they were not required to submit to a polygraph as any part of the investigation. As per the two investigative staff interviewed credibility is made on a case-by-case basis however, the assumption is always that the inmate is telling the truth. Both investigative staff interviewed also noted that they would never require an alleged victim to take a polygraph test as part of their assessment of credibility. York County Prison is compliant with this provision of the standard.

115.71 (f)

As per the SAAPI policy all administrative investigations include an effort to determine whether staff actions or failures to act at the prison contributed to the abuse and all administrative investigations must be documented as a written report which shall include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. This auditor reviewed twenty-nine investigation files while on site and all files contained the documentation required by the SAAPI policy. Both investigative staff interviewed report that efforts are made to determine whether staff actions or failure to act contributed to the sexual abuse and that administrative investigations are documented in written reports. The one investigative staff reviewed an investigation file with this auditor, the file contained the Sexual Abuse or Assault Incident Review Plan of Action form, evidence, statements, investigation report, Supervisor Response Checklist, Incident Checklist, Daily Reports for both the perpetrator and the victim, facesheets for both the perpetrator and the victim, the PREA Allegation Assessment (medical and mental health assessment) for both the perpetrator and the victim, protective custody status for both, segregation screening for both, the notification of outcome, Retaliation Monitoring form, and the incident review. York County Prison is compliant with this provision of the standard.

115.71 (g)

PSP conducts all criminal investigations for York County Prison. This auditor reviewed six pending investigations that are with PSP and one investigation that was completed. The file contains email communications with PSP as to the status of the case. The investigative staff confirmed this when interviewed. York County Prison meets the requirement of this provision of the standard.

115.71 (h)

As per the PAQ there have been no substantiated allegations that have been referred for prosecution since the last PREA Audit in 2020. All allegations of incidents which appear to be criminal in nature are referred to PSP for investigation. York County Prison meets the requirement of this provision of the standard.

115.71 (i)

As per the SAAPI policy, the facility shall retain all investigation reports for as long as the alleged abuser is detained or employed by the agency or Prison, plus five years.

As per the PREA Compliance Manager, all files are retained in a secure area in a red folder once retaliation monitoring is completed. York County Prison is compliant with this provision of the standard.

115.71 (j)

As per the SAAPI policy, the departure of the alleged victim or abuser from employment shall not provide a basis for terminating the investigation. The investigative staff interviewed report that regardless of whether the victim or abuser is still employed or under the control of the facility an investigation is completed. No investigation is stopped without a finding. For inmates who are released or transferred prior to the completion of the investigation, notification is sent to the institution they were transferred to or the address they returned to. York County Prison is compliant with this provision of the standard.

115.71 (l)

As per the SAAPI policy, when outside agencies investigate sexual abuse and assault, the prisons shall cooperate with outside investigators and endeavor to remain informed about the progress of the investigation. As per the investigative staff interviewed, their role when an outside entity is investigating is to act as a liaison and provide any assistance requested. The Warden, PREA Coordinator, and PREA Compliance Manager report that the PREA Investigative Lieutenant or the Commander stays informed of the progress of outside agency investigation's and keeps the administration notified of progress. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.72	Evidentiary standard for administrative investigations
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.72 (a)</p> <p>York County Prison Sexual Abuse, Assault, Preventive and Intervention (SAAPI) policy states that the prison shall use no standard higher than a preponderance of evidence in determining whether allegations of sexual abuse are substantiated. Two investigative staff were interviewed, only one is responsible for making a finding in investigations and he reiterated the SAAPI policy statement that no standard higher than a preponderance of evidence will be used in making final determinations in PREA investigations. York County Prison is compliant with this standard.</p>

115.73	Reporting to inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.73 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that the PREA Compliance Manager shall notify each victim in writing the outcomes of a sexual abuse investigation and any responsive action taken. This auditor reviewed twenty-nine investigation files while on-site and all files included a notification letter to the inmate. As per the Pre-Audit Questionnaire (PAQ) forty-two criminal and administrative investigations of alleged inmate sexual abuse were completed by the facility in the last twelve months, thirty-six of these investigations were completed and the inmate was notified of the results of the investigation. As per the Warden, the facility notifies an inmate who makes an allegation of sexual abuse when the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation. The investigative staff interviewed confirmed that the agency procedures require that an inmate who makes an allegation of sexual abuse must be informed as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded following an investigation. Of the two inmates who were interviewed who reported sexual abuse, one stated that they were aware of the facility's requirement to notify them when the allegation has been substantiated, unsubstantiated, or unfounded. The other inmate was uncertain if it was required because the report made was from an incident which occurred in the past. York County Prison is compliant with this provision of the standard.</p> <p>115.73 (b) Pennsylvania State Police (PSP) conducts all criminal investigations for York County Prison. As per the PAQ nine investigations of alleged inmate sexual abuse in the facility were completed by an outside agency in the past 12 months. This outside agency is PSP and three of the investigations forwarded work completed in the last 12 months, the remaining six are pending completion. This auditor reviewed notifications between PSP and the York County prison regarding the completion of an investigation, the referral of an allegation, and a status update. York County Prison is compliant with this provision of the standard.</p> <p>115.73 (c) As per the PAQ following an inmate's allegation that a staff member has committed sexual abuse against the inmate, the facility informs the inmate whenever the staff member is no longer posted within the inmate's unit, the staff member is no longer employed at the facility, the agency learns that the staff member has been indicted or charged related to sexual abuse within the facility, or the agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility. The PAQ further states that there has been substantiated or unsubstantiated complaints of sexual abuse committed by a staff member against an inmate in the facility in the last 12 months and in each case the agency informed the inmate of the</p>

aforementioned notifications. As per the PAQ these notifications are usually completed verbally. This auditor reviewed six investigation files on site and was provided with a sample of one investigation file within the PAQ where the inmate accused staff of sexual abuse or sexual harassment. Four of these investigations had a finding of unfounded, and three unsubstantiated. Two inmates were interviewed who reported sexual abuse, one reported that they were unable to be informed of the staff members status because they could not identify who the alleged perpetrator was and the second inmate's allegation did not involve a staff member. This auditor finds that York County Prison meets the requirement of this standard.

115.73 (d)

As per the PAQ, following an inmate's allegation that he or she has been sexually abused by another inmate in the facility, the agency subsequently informs the alleged victim whenever the agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility or the agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility. As per the PAQ there have been no cases in the past 12 months which fit this classification. Notifications are typically completed verbally. Of the two inmate who reported sexual abuse that were interviewed, one involved another inmate. That inmate stated during interview that the alleged abuser was not in the facility, and they were not aware of any indictments or convictions as there never were any. York County Prison meets the requirement of this provision of the standard.

115.73 (e)

As per the SAAPI policy the PREA Compliance Manager shall notify each victim in writing of the outcome of a sexual abuse investigation and any responsive action taken. This auditor was provided with a copy of the PREA Investigative Findings Notification Form and reviewed twenty-nine investigative files while on-site. All files included the notification form. As per the PAQ in the past twelve months there were 90 notifications to inmates pursuant to this standard and all 90 were documented. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.76	Disciplinary sanctions for staff
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.76 (a) As per the York County Prison policy titled Sexual Abuse, Assault, Prevention, and Intervention (SAAPI), staff shall be subject to disciplinary or adverse action, up to and including, removal from their position for violating sexual abuse or sexual harassment policies. York County prison is in compliance with this provision of the standard.</p> <p>115.76 (b) As per the York County Prison policy titled Sexual Abuse, Assault, Prevention, and Intervention (SAAPI), removal from position is the presumptive disciplinary sanction for staff who have engaged in, attempted, or threatened to engage in sexual abuse. The Pre-Audit Questionnaire (PAQ) reported that there were five (5) staff from the facility who violated the agency sexual abuse or sexual harassment policy in the last twelve months, two (2) of those staff were terminated for violating such policy. This auditor reviewed a sampling of three disciplinary reports of staff who were sanctioned for violating the agency sexual abuse or sexual harassment policy, one of the reviewed samples was a termination. York County prison is in compliance with this provision of the standard.</p> <p>115.76 (c) This auditor reviewed the York County Employee Discipline Policy which lists the factors to consider when determining the type of disciplinary action to consider, these factors include seriousness of the infraction, work history, poor discipline, employee's knowledge and understanding of rules and procedures, mitigating circumstances, public or private conduct, and how others were treated under the same circumstances. As per the PAQ there was one staff member who was disciplined short of termination in the last twelve months for violation of the agency's sexual abuse or sexual harassment policy, two cases are still pending potential discipline at the time of the audit. York County prison is in compliance with this provision of the standard.</p> <p>115.76 (d) As per the York County Prison policy titled Sexual Abuse, Assault, Prevention, and Intervention (SAAPI), the prison shall report all incidents of substantiated sexual abuse by staff, and all removals by staff, or resignations in lieu of removal for violations of sexual abuse policies, to appropriate law enforcement agencies unless the activity was clearly not criminal. As per the SAPI policy the facility shall make reasonable efforts to report such information to any relevant licensing bodies to the extent known regardless of whether the violation was criminal. As per the PAQ, in the past twelve months, one staff member from the facility was reported to local law enforcement or licensing board following termination for violating agency sexual abuse or sexual harassment policies. York County prison is in compliance with this provision of the standard.</p>

	<p>This auditor finds that York County Prison is compliant with all provisions of this standard.</p>
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115.77	Corrective action for contractors and volunteers
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.77 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy any contractor who is suspected of perpetrating sexual abuse shall be removed from inmate contact pending the outcome of the investigation. The SAAPI policy further states that any contractor or volunteer who has engaged in sexual abuse or assault shall be prohibited from contact with detainees or inmates. The SAAPI policy states that incidents of substantiated sexual abuse by a contractor or volunteer shall be reported to law enforcement agencies, unless the activity was clearly not criminal. The SAAPI policy also notes that substantiated incidents will also be reported to any relevant licensing bodies to the extent known. As per the Pre-Audit Questionnaire (PAQ) there were no contractors or volunteers reported to law enforcement or relevant licensing bodies for sexual abuse of inmates. York County Prison is compliant with this provision of the standard.</p> <p>115.77 (b) The SAAPI policy states that the prison shall take remedial measures and shall consider whether to prohibit further contact with detainees and inmates by contractors and volunteers who have not engaged in sexual abuse or assault but violated other parts of the facility's PREA policy. As per the Warden if a contractor or volunteer violated the agency sexual abuse and sexual harassment policies their clearance would be immediately revoked preventing any further contact with inmates until a determination is made regarding further contact with detainees and inmates. York County Prison is compliant with this provision of the standard.</p> <p>This auditor finds that York County Prison is compliant with all provisions of this standard.</p>

115.78	Disciplinary sanctions for inmates
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.78 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that detainee/inmate perpetrators of sexual abuse are subject to administrative or disciplinary sanctions. This auditor reviewed the Inmate Disciplinary System policy noting sexual assault is listed as a "Highest" offense category and sexual harassment related offenses are considered "High" offense category. The York County Prison disciplinary process as outlined in the Inmate Disciplinary System policy consists of various levels of sanctions, appropriate for various levels of offenses. A Institutional Disciplinary Committee (IDC) investigates and adjudicates moderate, high, and the highest-level infractions. The IDC consists of a Shift Supervisor, Treatment Staff, and a Corrections Officer. As per the PAQ inmates are subject to disciplinary sanctions only pursuant to a formal disciplinary process following an administrative and criminal finding that an inmate engaged in inmate-on-inmate sexual abuse. In the past twelve months there has been one administrative finding of inmate-on-inmate sexual abuse and no criminal findings of guilt for inmate-on-inmate sexual abuse. York County Prison is compliant with this provision of the standard.</p> <p>115.78 (b) As per the Warden all inmates found guilty of sexual abuse of another inmate are dealt with through the disciplinary committee. The York County Prison disciplinary process as outlined in the Inmate Disciplinary System policy consists of various levels of sanctions, appropriate for various levels of offenses. York County Prison is compliant with this provision of the standard.</p> <p>115.78 (c) As per the Warden the mental health department has the right to hold any discipline in abeyance if need be. The SAAPI policy also states that any disciplinary proceedings can be held in abeyance due to mental health concerns. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.78 (d) As per the Pre-Audit Questionnaire (PAQ), the facility offers therapy, counseling, and other interventions designed to address and correct the underlying reasons or motivations for abuse. As per the PAQ the facility considers whether to require the offending inmate to participate in such interventions as a condition of access to programming or other benefits. Four medical and mental health staff were interviewed by this auditor and all four report that the facility offers services designed to address and correct the underlying reasons or motivations for sexual abuse for the perpetrator. All four staff reported that services are provided in all sexual abuse allegations to both the victim and the perpetrator. The four medical and mental health care staff interviewed also stated that all services provided are voluntary and</p>

are never a requirement for an inmate to be able to have access to other programming or benefits. This auditor finds York County Prison to be in compliance with this provision of the standard.

115.78 (e)

As per the York County prison Inmate Disciplinary System Policy, inmates are disciplined for making sexual proposals, threats, or harassing comments, or engaging in sex acts if the sex act is consensual. This auditor reviewed a disciplinary example of an inmate performing an unwanted sex act. This auditor finds York County Prison to be compliant with this provision of the standard.

115.78 (f)

As per the PAQ, the agency prohibits disciplinary action for a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred, even if an investigation does not establish evidence sufficient to substantiate the allegation. The Inmate Handbook states that grievances based upon allegations demonstrated upon a reasonable doubt to be willfully dishonest and a product of a desire to abuse the grievance system or embarrass or humiliate an employee of the county or any other person or for any other improper reason, other than a perceived legitimate complaint will be disciplined. This auditor also spoke to the PREA Lieutenant regarding this process. The Lieutenant stated that if he is able to show that the allegation was made in bad faith, it is sent to the IDC. This auditor finds York County Prison to meet the requirements of this provision of the standard.

115.78 (g)

York County Prison prohibits sexual activity of any kind between inmates regardless of consent. The facility does not consider consensual sexual acts between inmates to be sexual abuse. This is stated clearly on the inmate orientation form which is provided to all inmates at intake and signed. This auditor finds York County Prison to be in compliance with this element of the standard.

York County Prison is compliant with all provisions of this standard.

115.81	Medical and mental health screenings; history of sexual abuse
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.81 (a) The York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that if an inmate’s risk screening indicates that an inmate has experienced prior sexual victimization or perpetrated sexual abuse, staff shall as appropriate, ensure that the inmate is immediately referred to a qualified medical or mental health practitioner for medical and/or mental health follow up as appropriate. As per the SAAPI policy, when a referral for mental health follow up is initiated, the inmate shall receive a mental health evaluation no later than 72 hours after the referral and a medical evaluation no later than 48 hours after the referral. As per the Pre-Audit Questionnaire (PAQ) 100% of all inmates who disclosed prior victimization during screening were offered a follow up meeting with a medical or mental health practitioner. This auditor was provided with the receiving screening utilized by the medical department to identify any medical needs an inmate may have upon intake. Staff who conduct risk screening at intake report that if the screening indicates that an inmate has experienced prior sexual victimization medical and mental health referrals are made and the inmate is typically seen in a day or so. Five inmates who disclosed sexual victimization at risk screening were interviewed as part of the onsite audit, all five inmates report that they were seen by mental health staff within two days after intake. York County Prison is compliant with this provision of the standard.</p> <p>115.81 (b) The York County Prison Screening for Victimization and Abusiveness specifically states that if an inmate answers that they have previously perpetrated sexual abuse a supervisor will be notified to review. As per the PAQ if the supervisor finds the inmate to be a risk of perpetrating sexual abuse the inmate may be screening if being placed in segregated housing. The SAAPI policy states that if the risk screening indicates that an inmate has experienced prior victimization or perpetuated sexual abuse, staff shall, as appropriate, ensure that the inmate is immediately referred to a qualified medical or mental health practitioner for medical and/or mental health follow up as appropriate. When referred for mental health, an evaluate shall occur within 72 hours and medical evaluation shall occur within 48 hours. Mental health staff maintain records documenting that services were provided when inmates are seen. Risk screening staff report that inmates who report that they have previously perpetuated sexual abuse are seen by mental health within a day. This auditor finds York County prison to be complaint with this provision of the standard.</p> <p>115.81 (c) As per the SAAPI policy all inmates who report that they have experienced prior sexual victimization will be seen no later than 72 hours after the referral and a medical evaluation no later than 48 hours after the referral. Risk screening staff and inmates who reported a history of sexual victimization report that mental health</p>

typically sees the inmates referred within two days of admission. York County Prison is compliant with this provision of the standard.

115.81 (d)

As per the SAAPI policy screening information shall be considered confidential and may only be accessed by those who require the information to make treatment, medical, investigative, and classification decisions. This auditor, while on site had the counselor demonstrate where these records are stored electronically and how only specific staff are able to view the information. The facility has different levels of access for information within the system. Only counselors, medical, mental health, administration, classification, and high-level investigative staff have access to these records. York County Prison is compliant with this provision of the standard.

115.81 (e)

This auditor reviewed the Prime Care Medical Consent to Treat and Release Information form. As per the PAQ, medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18. All four medical and mental health care staff interviewed report that they obtain informed consent from inmates before reporting about prior sexual victimization that did not occur in an institutional setting and that there is a separate informed consent process for inmates under the age of 18 where they go through the parents or guardians. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

115.82	Access to emergency medical and mental health services
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.82 (a)</p> <p>As per the Pre-Audit Questionnaire (PAQ) and the Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy, inmate victims of sexual abuse and assault shall have timely, unimpeded access to the emergency medical treatment and crisis intervention services, including emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care. All four medical and mental health staff interviewed report that they find the nature and scope of these services to be determined according to their professional judgment, and that the victims of sexual abuse are offered timely information about access to emergency contraception and sexually transmitted infection prophylaxis and that inmate victims of sexual abuse received timely and unimpeded access to emergency medical treatment and crisis intervention services within 24 hours of the incident occurring or the referral. Two inmates who reported sexual abuse were interviewed during the onsite portion of the audit. One of the inmates reports that they never received services and the other inmate reports that they were given the option. This auditor reviewed 29 investigation files while on site and in each file was an evaluation from a medical and mental health provider. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.82 (b)</p> <p>As per the SAAPI policy, first responders are required to take immediate action to separate the alleged victim from the alleged abuser and refer the victim to medical for an examination. All four first responders interviewed report that their initial response is to ensure the safety of the alleged victim by separating them from the alleged abuser and notifying their supervisor in order to make a referral to medical. The Supervisor Response to Allegation of Sexual Contact/Harassment Checklist indicates that the victim and perpetrator shall be separated and medical assess alleged victim. York County Prison is compliant with this provision of the standard.</p> <p>115.82 (c)</p> <p>As per the PAQ and SAAPI policy all inmate victims of sexual abuse while incarcerated are offered timely information about the timely access to emergency contraception and sexually transmitted infections prophylaxis in accordance with professionally accepted standards of care where medically appropriate. All four medical and mental health staff interviewed report that the victims of sexual abuse are offered timely information about timely access to emergency contraception and sexually transmitted infections prophylaxis. One of the two inmates who reported sexual abuse who were interviewed during the onsite phase of the audit report that they were offered sexually transmitted infection prophylaxis. York County Prison is compliant with this provision of the standard.</p>

115.82 (d)

All four medical and mental health staff interviewed reported that treatment services are provided to the victim without financial cost regardless of cooperation with the investigation. Both inmates who were interviewed who reported sexual abuse report that they were not charged co-pays or other fees for medical and mental health services in relation to their allegation. As per the SA-API policy, all treatment services, both emergency and ongoing, shall be provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with all provisions of this standard.

<p>115.83</p>	<p>Ongoing medical and mental health care for sexual abuse victims and abusers</p>
<p>Auditor Overall Determination: Meets Standard</p>	
<p>Auditor Discussion</p>	
<p>115.83 (a) Teh York County Prison Sexual Abuse, Assault, Prevention, and Intervention (SAPPI) states that inmates who have been victimized by sexual abuse will be offered medical and mental health services as appropriate. Inmates who report being a victim of sexual abuse at intake are seen by mental health with in 72 hours and inmates who are alleged victims in a reported sexual abuse or assault in the prison are seen immediately by medical and mental health for evaluation. The risk screening tool states that any yes answer to prior victimization must be referred to mental health and the supervisor response checklist indicates that medical and mental health evaluation must be conducted. In all twenty-nine investigation files reviewed by this auditor a mental health and medical evaluation was included in the file. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.83 (b) As per the SAAPI policy the evaluation and treatment of victims of sexual abuse shall include as appropriate, follow-up services, treatment plans, and when necessary, referrals for continued care following transfer to or placement in other facilities or the release from custody. The four medical staff interviewed report that an evaluation and treatment of inmates who have been victimized entails a paperwork packet, an assessment of injuries, the incident, a review of the PREA report, assessments such as suicide risk, mental status exam, and assess the stability of the inmate. One of the two inmates who were interviewed who reported sexual abuse reported that follow-up services, treatment plans, and referrals were offered. This auditor reviewed twenty-nine investigation files while on site and the medical and mental health assessment is included in each file. York County Prison is compliant with this provision of the standard.</p> <p>115.83 (c) As per the SAAPI policy the contracted medical services provider shall provide inmates with medical and mental health services consistent with the community level of care. All four medical and mental health staff interviewed, state that services provided are consistent if not better than the community level of care. York County Prison is compliant with this provision of the standard.</p> <p>115.83 (d) As per the SAAPI policy inmate victims of vaginal penetration will be offered a pregnancy test. All four medical and mental health staff interviewed confirm this to be true. This was not applicable to both inmates who were interviewed who reported sexual abuse. York County Prison is compliant with this provision of the standard.</p> <p>115.83 (e) As per SAAPI policy and all four medical and mental health staff interviewed, if</p>	

pregnancy results from an instance of sexual abuse, the victim shall receive timely and comprehensive information about lawful pregnancy-related medical services and timely access to all lawful pregnancy related medical services. As per the staff interviewed this occurs immediately upon learning of the result of pregnancy. York County Prison is compliant with this provision of the standard.

115.83 (f)

As per the SAAPI policy and all four medical and mental health staff interviewed, inmate victims of sexual abuse while incarcerated are offered tests for sexually transmitted infections as medically appropriate. One of the two inmates who were interviewed, that reported sexual abuse stated that they were offered testing. This auditor finds York County Prison to be compliant with this provision of the standard.

115.83 (g)

As per the SAAPI policy and all four medical and mental health care staff interviewed, treatment services are provided to the victim without financial cost regardless of cooperation with the investigation. Both inmates who reported sexual abuse were not charged any co-pays for services related to their allegation. York County Prison is compliant with this provision of the standard.

115.83 (h)

As per the SAAPI policy, the contracted medical services provider shall attempt to conduct a mental health evaluation on all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate. All four medical and mental health staff interviewed report that alleged abusers of sexual abuse are offered treatment if appropriate but at a minimum they are assessed following an allegation by both medical and mental health. Twenty-nine investigation files were reviewed, and an assessment of the alleged perpetrator was included in the files where applicable. York County Prison is compliant with this provision of the standard.

York County Prison is compliant with this provision of the standard.

115.86	Sexual abuse incident reviews
	Auditor Overall Determination: Exceeds Standard
	Auditor Discussion
	<p>115.86 (a) As per the Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy, York County Prison conducts a sexual abuse incident review at the conclusion of every criminal or administrative sexual abuse investigation, unless the allegation has been determined to be unfounded. As per the Pre-Audit Questionnaire, there have been thirteen criminal and/or administrative investigations of alleged sexual abuse completed at the facility, excluding unfounded incidents. This auditor reviewed a sampling of fifteen substantiated and unsubstantiated investigation files while onsite. All files contained an Incident Review Plan of Action Form which is completed at the Incident Review. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p>115.86 (b) As per the SAAPI Policy, the prison shall prepare a written report within 30 days of the conclusion of a sexual abuse and assault investigation with a finding of substantiated or unsubstantiated. As per the PAQ, there have been thirteen criminal and/or administrative investigates of alleged sexual abuse completed at the facility that were followed by a sexual abuse incident review within thirty days, excluding unfounded incidents. This auditor reviewed thirteen unsubstantiated and substantiated investigations while on-site, and all had a copy of the Incident Review Report. This auditor finds York County Prison to be compliant with this provision of the standard.</p> <p>115.86 (c) As per the Warden and the SAAPI Policy, the York County Prison sexual abuse and assault incident review team consists of the Warden, two Deputy Wardens, PREA Compliance Manager, PREA Lieutenant, Health Service Administrator, and the Mental Health Provider. This auditor reviewed thirteen incident reviews while on-site and was provided with five additional examples through the PAQ. The Sexual Abuse or Assault Incident Review - Plan of Action Form is signed off on by all the aforementioned individuals. York County Prison is compliant with this provision of the standard.</p> <p>115.86 (d) The Sexual Abuse and Assault Incident Review considers all the requirements of this provision and documents this on the Plan of Action Form. This is evidenced by the York County Prison SAAPI Policy which identifies the considerations of this provision, and the Warden, PREA Compliance Manager, and the two staff interviewed who are part of the Incident Review Team further confirm that the considerations outlined in the provision are made as part of the incident review, the area of the facility where the incident occurred is assessed, staffing levels are assessed, and monitoring technology is assessed. The Warden and the PREA Compliance Manager confirmed in their interviews that any findings of inadequacy or recommendations from the</p>

incident reviews are addressed. The PREA Compliance Manager further elaborated that every week incident reviews are conducted, and a Plan of Action form is completed for each incident reviewed. The PREA Compliance Manager reviews the reports prior to the Incident Review so that she can identify trends to report to the team. Some actions which have been taken following incident reviews are policy and procedure changes, staff changes, disciplinary action, staffing reviews, medical and/or mental health referrals for inmates. This auditor finds York County Prison to be in compliance with this provision of the standard.

115.86 (e)

The York County Prison implements the recommendations for improvement or documents its reasons for not doing so. As per the SAAPI Policy, any recommendations not followed or rejected shall be explained in writing on the Plan of Action Form. Any recommendations for improvement which were implemented should also be documented on the Plan of Action Form. The staff who are part of the incident review team indicated to this auditor that recommendations are usually implemented. This auditor finds York County Prison to be in compliance with this provision of the standard.

This auditor finds that York County Prison exceeds the requirements of this standard. The Sexual Abuse and Assault Incident Reviews are very thorough and continuous. Areas of improvement recommended are found to be typically implemented. The members of the Incident Review Team interviewed were very educated on the process of the review, were able to provide examples of recommended changes which were made due to the incident review process. This auditor finds that York County Prison conducts thorough incident reviews and acts on the findings of those reviews, always looking to improve sexual safety within the facility.

115.87	Data collection
	<p data-bbox="256 188 983 221">Auditor Overall Determination: Meets Standard</p> <p data-bbox="256 264 557 297">Auditor Discussion</p> <p data-bbox="256 340 405 374">115.87 (a)</p> <p data-bbox="256 383 1458 707">As per the York County Prison Sexual Abuse, Assault, Prevention and Intervention (SAAPI) policy the agency collects the following uniform data for every allegation of sexual abuse victim, assailant, date, time, location, and nature of the incident, demographic background of victim and perpetrator, detailed reporting timeline, injuries sustained, informal/formal action taken, all reports, medical forms or other relevant medical information, supporting memos and videotapes, sanctions imposed on the perpetrator, any other evidentiary materials. This auditor finds that York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 748 405 781">115.87 (b)</p> <p data-bbox="256 790 1477 987">The York County Prison aggregates the incident-based sexual abuse data annually and publishes them on the York County Prison website. This auditor reviewed the 2022 PREA Totals table on the York County website at https://pa-yorkcounty.civicplus.com/482/Rules-and-Policies. York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 1028 405 1061">115.87 (c)</p> <p data-bbox="256 1070 1474 1227">The incident-based data, at a minimum, includes the data necessary to answer all questions from the Survey of Sexual Violence as per the Pre-Audit Questionnaire (PAQ). This auditor reviewed the data and finds that it meets the requirement for this provision of the standard.</p> <p data-bbox="256 1267 405 1301">115.87 (d)</p> <p data-bbox="256 1310 1477 1467">The York County Prison maintains, reviews, and collects data as needed from all available incident-based documents. This is evidenced in the SAAPI policy and can be found in the annual PREA total chart on the website. York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 1507 405 1541">115.87 (e)</p> <p data-bbox="256 1550 1469 1624">York County Prison does not contract with any private facilities for the confinement of its inmates. This provision is not applicable.</p> <p data-bbox="256 1664 405 1697">115.87 (f)</p> <p data-bbox="256 1706 1437 1821">As per the PAQ, the York County Prison provided the Department of Justice data the previous calendar year upon request. York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 1861 1203 1895">York County Prison is compliant with all provisions of this standard.</p>

115.88	Data review for corrective action
	<p data-bbox="256 188 983 224">Auditor Overall Determination: Meets Standard</p> <hr/> <p data-bbox="256 264 558 300">Auditor Discussion</p> <p data-bbox="256 340 408 376">115.88 (a)</p> <p data-bbox="256 383 1477 1167">The Warden, who is the Agency Head, reported that incident-based sexual abuse data is used to assess and improve sexual abuse prevention, detection, and response policies, practices, and training by continuously looking to improve in areas such as cameras, staffing, and addressing other problem areas identified through PREA Incident Reviews. As per the PREA Coordinator the agency takes corrective action on an ongoing basis by always looking to identify areas of concern in the facility or policy changes or enhancements. As per the PREA Coordinator the York County Prison prepares an annual report of findings from its data review and corrective actions for the agency, this data is posted on the York County Prison website. As per the PREA Compliance Manager, the facility data collected includes the number of reports, where they occurred, and how many allegations were made. This auditor reviewed the Yearend PREA Staffing Plan and Analysis Report, which is a comprehensive report on the facilities staffing, inmate population, camera system, programming, allegations, and upgrades, enhancements, and changes made within that year. As part of this auditor's document review on-site, a review was conducted of investigation files which included the completed Sexual Abuse or Assault Incident Review - Plan of Action Form. This auditor reviewed the forms, and the final page lists the recommendations and the method of implementation. York County Prison is compliant with this provision of the standard.</p> <p data-bbox="256 1207 408 1243">115.88 (b)</p> <p data-bbox="256 1249 1458 1406">This auditor reviewed a copy of the York County Prison Yearend Report which compares sexual abuse data and details corrective actions made from 2020 to 2022. This auditor finds that York County Prison meets the requirement of this provision of the standard.</p> <p data-bbox="256 1447 408 1482">115.88 (c)</p> <p data-bbox="256 1489 1465 1736">Annually, the York County Prison publishes on their public website the statistics for the previous year regarding the number of allegations made, type of allegations, and the outcomes. This auditor observed this on the public website: https://pa-yorkcounty.civicplus.com/482/Rules-and-Policies. The Warden, who is the agency head, stated that he approves the annual reports pursuant to 115.88. This auditor finds York County Prison to be in compliance with this provision of the standard.</p> <p data-bbox="256 1776 408 1812">115.88 (c)</p> <p data-bbox="256 1818 1465 2065">Annually, the York County Prison publishes on their public website the statistics for the previous year regarding the number of allegations made, type of allegations, and the outcomes. This auditor observed this on the public website: https://pa-yorkcounty.civicplus.com/482/Rules-and-Policies. The Warden, who is the agency head, stated that he approves the annual reports pursuant to 115.88. This auditor finds York County Prison to be in compliance with this provision of the standard.</p>

	York County Prison is compliant with all provisions of this standard.
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115.89	Data storage, publication, and destruction
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.89 (a) As per the PREA Coordinator the agency ensures that data collected pursuant to 115.87 is securely retained. The Sexual Abuse, Assault, Prevention, and Intervention (SAAPI) policy states that reports and information shall be securely maintained in an electronic format in a secure file. The Warden showed this auditor where this file was located electronically and explained that only upper management such as the Warden, Deputy Wardens, Intelligence and Security Commander, PREA Compliance Manager, and PREA Lieutenant have access to it. This auditor finds York County Prison to be compliant with this provision of the standard.</p> <p>115.89 (b) The York County Prison makes aggregated sexual abuse data readily available to the public on their website. York County Prison is compliant with this provision of the standard.</p> <p>115.89 (c) This auditor reviewed the publicly available information, and all personal identifiers were removed. As per the SAAPI policy and the PREA Coordinator, no information is made public which contains any personal identifying information, unless redacted. York County Prison is compliant with this provision of the standard.</p> <p>115.89 (d) As per the SAAPI policy, all sexual abuse data is maintained for at least ten years after the date of initial collection. York County Prison is compliant with this provision of the standard.</p> <p>This auditor finds York County Prison to be in compliance with all provisions of this standard.</p>

115.401	Frequency and scope of audits
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	<p>115.401 (a) York County Prison has had two prior PREA Audits, 2017 and 2020. This auditor reviewed the 2020 Final Report on the York County Prison website. York County Prison is compliant with this provision of the standard.</p> <p>115.401 (b) York County Prison is in its third audit cycle having the facility being audited once every three-year cycle starting in 2013. York County Prison is compliant with this provision of the standard.</p> <p>115.401 (h) This auditor had access to all areas of the facility. York County Prison is compliant with this provision of the standard.</p> <p>115.401 (i) This auditor requested and received all documentation and information needed for this audit. York County Prison is compliant with this provision of the standard.</p> <p>115.401 (m) This auditor was provided an area conduct private interviews with inmates and detainees. York County Prison is compliant with this provision of the standard.</p> <p>115.401 (n) This auditor was provided with time and date stamped photographs of the PREA Audit notices being posted throughout the facility dated 2/2/2023. Throughout the facility tour, this auditor observed the notices throughout the facility. This auditor received two confidential letters from the facility regarding PREA concerns. York County Prison is compliant with this provision of the standard.</p> <p>York County Prison is compliant with all provisions of this standard.</p>

115.403	Audit contents and findings
	Auditor Overall Determination: Meets Standard
	Auditor Discussion
	115.403 (f) York County Prison has posted the final report for the audit dated January 2021 on their agency website. York County Prison is compliant with this standard.

Appendix: Provision Findings		
115.11 (a)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Does the agency have a written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment?	yes
	Does the written policy outline the agency's approach to preventing, detecting, and responding to sexual abuse and sexual harassment?	yes
115.11 (b)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	Has the agency employed or designated an agency-wide PREA Coordinator?	yes
	Is the PREA Coordinator position in the upper-level of the agency hierarchy?	yes
	Does the PREA Coordinator have sufficient time and authority to develop, implement, and oversee agency efforts to comply with the PREA standards in all of its facilities?	yes
115.11 (c)	Zero tolerance of sexual abuse and sexual harassment; PREA coordinator	
	If this agency operates more than one facility, has each facility designated a PREA compliance manager? (N/A if agency operates only one facility.)	yes
	Does the PREA compliance manager have sufficient time and authority to coordinate the facility's efforts to comply with the PREA standards? (N/A if agency operates only one facility.)	yes
115.12 (a)	Contracting with other entities for the confinement of inmates	
	If this agency is public and it contracts for the confinement of its inmates with private agencies or other entities including other government agencies, has the agency included the entity's obligation to comply with the PREA standards in any new contract or contract renewal signed on or after August 20, 2012? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.)	na

115.12 (b)	Contracting with other entities for the confinement of inmates	
	Does any new contract or contract renewal signed on or after August 20, 2012 provide for agency contract monitoring to ensure that the contractor is complying with the PREA standards? (N/A if the agency does not contract with private agencies or other entities for the confinement of inmates.)	na

115.13 (a)	Supervision and monitoring	
	Does the facility have a documented staffing plan that provides for adequate levels of staffing and, where applicable, video monitoring, to protect inmates against sexual abuse?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Generally accepted detention and correctional practices?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any judicial findings of inadequacy?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from Federal investigative agencies?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any findings of inadequacy from internal or external oversight bodies?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: All components of the facility's physical plant (including "blind-spots" or areas where staff or inmates may be isolated)?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The composition of the inmate population?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The number and placement of supervisory staff?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: The institution programs occurring on a particular shift?	yes
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any applicable State or local laws, regulations, or standards?	yes
	In calculating adequate staffing levels and determining the need	yes

	for video monitoring, does the staffing plan take into consideration: The prevalence of substantiated and unsubstantiated incidents of sexual abuse?	
	In calculating adequate staffing levels and determining the need for video monitoring, does the staffing plan take into consideration: Any other relevant factors?	yes
115.13 (b)	Supervision and monitoring	
	In circumstances where the staffing plan is not complied with, does the facility document and justify all deviations from the plan? (N/A if no deviations from staffing plan.)	yes
115.13 (c)	Supervision and monitoring	
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The staffing plan established pursuant to paragraph (a) of this section?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The facility's deployment of video monitoring systems and other monitoring technologies?	yes
	In the past 12 months, has the facility, in consultation with the agency PREA Coordinator, assessed, determined, and documented whether adjustments are needed to: The resources the facility has available to commit to ensure adherence to the staffing plan?	yes
115.13 (d)	Supervision and monitoring	
	Has the facility/agency implemented a policy and practice of having intermediate-level or higher-level supervisors conduct and document unannounced rounds to identify and deter staff sexual abuse and sexual harassment?	yes
	Is this policy and practice implemented for night shifts as well as day shifts?	yes
	Does the facility/agency have a policy prohibiting staff from alerting other staff members that these supervisory rounds are occurring, unless such announcement is related to the legitimate operational functions of the facility?	yes

115.14 (a)	Youthful inmates	
	Does the facility place all youthful inmates in housing units that separate them from sight, sound, and physical contact with any adult inmates through use of a shared dayroom or other common space, shower area, or sleeping quarters? (N/A if facility does not have youthful inmates (inmates <18 years old).)	yes
115.14 (b)	Youthful inmates	
	In areas outside of housing units does the agency maintain sight and sound separation between youthful inmates and adult inmates? (N/A if facility does not have youthful inmates (inmates <18 years old).)	yes
	In areas outside of housing units does the agency provide direct staff supervision when youthful inmates and adult inmates have sight, sound, or physical contact? (N/A if facility does not have youthful inmates (inmates <18 years old).)	yes
115.14 (c)	Youthful inmates	
	Does the agency make its best efforts to avoid placing youthful inmates in isolation to comply with this provision? (N/A if facility does not have youthful inmates (inmates <18 years old).)	yes
	Does the agency, while complying with this provision, allow youthful inmates daily large-muscle exercise and legally required special education services, except in exigent circumstances? (N/A if facility does not have youthful inmates (inmates <18 years old).)	yes
	Do youthful inmates have access to other programs and work opportunities to the extent possible? (N/A if facility does not have youthful inmates (inmates <18 years old).)	yes
115.15 (a)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from conducting any cross-gender strip or cross-gender visual body cavity searches, except in exigent circumstances or by medical practitioners?	yes

115.15 (b)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from conducting cross-gender pat-down searches of female inmates, except in exigent circumstances? (N/A if the facility does not have female inmates.)	yes
	Does the facility always refrain from restricting female inmates' access to regularly available programming or other out-of-cell opportunities in order to comply with this provision? (N/A if the facility does not have female inmates.)	yes
115.15 (c)	Limits to cross-gender viewing and searches	
	Does the facility document all cross-gender strip searches and cross-gender visual body cavity searches?	yes
	Does the facility document all cross-gender pat-down searches of female inmates (N/A if the facility does not have female inmates)?	yes
115.15 (d)	Limits to cross-gender viewing and searches	
	Does the facility have policies that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility have procedures that enables inmates to shower, perform bodily functions, and change clothing without nonmedical staff of the opposite gender viewing their breasts, buttocks, or genitalia, except in exigent circumstances or when such viewing is incidental to routine cell checks?	yes
	Does the facility require staff of the opposite gender to announce their presence when entering an inmate housing unit?	yes
115.15 (e)	Limits to cross-gender viewing and searches	
	Does the facility always refrain from searching or physically examining transgender or intersex inmates for the sole purpose of determining the inmate's genital status?	yes
	If an inmate's genital status is unknown, does the facility determine genital status during conversations with the inmate, by reviewing medical records, or, if necessary, by learning that information as part of a broader medical examination conducted in private by a medical practitioner?	yes

115.15 (f)	Limits to cross-gender viewing and searches	
	Does the facility/agency train security staff in how to conduct cross-gender pat down searches in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes
	Does the facility/agency train security staff in how to conduct searches of transgender and intersex inmates in a professional and respectful manner, and in the least intrusive manner possible, consistent with security needs?	yes

115.16 (a)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are deaf or hard of hearing?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who are blind or have low vision?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have intellectual disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have psychiatric disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: inmates who have speech disabilities?	yes
	Does the agency take appropriate steps to ensure that inmates with disabilities have an equal opportunity to participate in or benefit from all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment, including: Other (if "other," please explain in overall determination notes.)	yes
	Do such steps include, when necessary, ensuring effective communication with inmates who are deaf or hard of hearing?	yes
	Do such steps include, when necessary, providing access to interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication	yes

	with inmates with disabilities including inmates who: Have intellectual disabilities?	
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: Have limited reading skills?	yes
	Does the agency ensure that written materials are provided in formats or through methods that ensure effective communication with inmates with disabilities including inmates who: are blind or have low vision?	yes
115.16 (b)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency take reasonable steps to ensure meaningful access to all aspects of the agency's efforts to prevent, detect, and respond to sexual abuse and sexual harassment to inmates who are limited English proficient?	yes
	Do these steps include providing interpreters who can interpret effectively, accurately, and impartially, both receptively and expressively, using any necessary specialized vocabulary?	yes
115.16 (c)	Inmates with disabilities and inmates who are limited English proficient	
	Does the agency always refrain from relying on inmate interpreters, inmate readers, or other types of inmate assistance except in limited circumstances where an extended delay in obtaining an effective interpreter could compromise the inmate's safety, the performance of first-response duties under §115.64, or the investigation of the inmate's allegations?	yes

115.17 (a)	Hiring and promotion decisions	
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the hiring or promotion of anyone who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has engaged in sexual abuse in a prison, jail, lockup, community confinement facility, juvenile facility, or other institution (as defined in 42 U.S.C. 1997)?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been convicted of engaging or attempting to engage in sexual activity in the community facilitated by force, overt or implied threats of force, or coercion, or if the victim did not consent or was unable to consent or refuse?	yes
	Does the agency prohibit the enlistment of services of any contractor who may have contact with inmates who has been civilly or administratively adjudicated to have engaged in the activity described in the two bullets immediately above?	yes
115.17 (b)	Hiring and promotion decisions	
	Does the agency consider any incidents of sexual harassment in determining whether to hire or promote anyone who may have contact with inmates?	yes
	Does the agency consider any incidents of sexual harassment in determining whether to enlist the services of any contractor who may have contact with inmates?	yes

115.17 (c)	Hiring and promotion decisions	
	Before hiring new employees who may have contact with inmates, does the agency perform a criminal background records check?	yes
	Before hiring new employees who may have contact with inmates, does the agency, consistent with Federal, State, and local law, make its best efforts to contact all prior institutional employers for information on substantiated allegations of sexual abuse or any resignation during a pending investigation of an allegation of sexual abuse?	yes
115.17 (d)	Hiring and promotion decisions	
	Does the agency perform a criminal background records check before enlisting the services of any contractor who may have contact with inmates?	yes
115.17 (e)	Hiring and promotion decisions	
	Does the agency either conduct criminal background records checks at least every five years of current employees and contractors who may have contact with inmates or have in place a system for otherwise capturing such information for current employees?	yes
115.17 (f)	Hiring and promotion decisions	
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in written applications or interviews for hiring or promotions?	yes
	Does the agency ask all applicants and employees who may have contact with inmates directly about previous misconduct described in paragraph (a) of this section in any interviews or written self-evaluations conducted as part of reviews of current employees?	yes
	Does the agency impose upon employees a continuing affirmative duty to disclose any such misconduct?	yes
115.17 (g)	Hiring and promotion decisions	
	Does the agency consider material omissions regarding such misconduct, or the provision of materially false information, grounds for termination?	yes

115.17 (h)	Hiring and promotion decisions	
	Does the agency provide information on substantiated allegations of sexual abuse or sexual harassment involving a former employee upon receiving a request from an institutional employer for whom such employee has applied to work? (N/A if providing information on substantiated allegations of sexual abuse or sexual harassment involving a former employee is prohibited by law.)	yes
115.18 (a)	Upgrades to facilities and technologies	
	If the agency designed or acquired any new facility or planned any substantial expansion or modification of existing facilities, did the agency consider the effect of the design, acquisition, expansion, or modification upon the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not acquired a new facility or made a substantial expansion to existing facilities since August 20, 2012, or since the last PREA audit, whichever is later.)	na
115.18 (b)	Upgrades to facilities and technologies	
	If the agency installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology, did the agency consider how such technology may enhance the agency's ability to protect inmates from sexual abuse? (N/A if agency/facility has not installed or updated a video monitoring system, electronic surveillance system, or other monitoring technology since August 20, 2012, or since the last PREA audit, whichever is later.)	yes
115.21 (a)	Evidence protocol and forensic medical examinations	
	If the agency is responsible for investigating allegations of sexual abuse, does the agency follow a uniform evidence protocol that maximizes the potential for obtaining usable physical evidence for administrative proceedings and criminal prosecutions? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes

115.21 (b)	Evidence protocol and forensic medical examinations	
	Is this protocol developmentally appropriate for youth where applicable? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
	Is this protocol, as appropriate, adapted from or otherwise based on the most recent edition of the U.S. Department of Justice's Office on Violence Against Women publication, "A National Protocol for Sexual Assault Medical Forensic Examinations, Adults/Adolescents," or similarly comprehensive and authoritative protocols developed after 2011? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations.)	yes
115.21 (c)	Evidence protocol and forensic medical examinations	
	Does the agency offer all victims of sexual abuse access to forensic medical examinations, whether on-site or at an outside facility, without financial cost, where evidentiarily or medically appropriate?	yes
	Are such examinations performed by Sexual Assault Forensic Examiners (SAFEs) or Sexual Assault Nurse Examiners (SANEs) where possible?	yes
	If SAFEs or SANEs cannot be made available, is the examination performed by other qualified medical practitioners (they must have been specifically trained to conduct sexual assault forensic exams)?	yes
	Has the agency documented its efforts to provide SAFEs or SANEs?	yes
115.21 (d)	Evidence protocol and forensic medical examinations	
	Does the agency attempt to make available to the victim a victim advocate from a rape crisis center?	yes
	If a rape crisis center is not available to provide victim advocate services, does the agency make available to provide these services a qualified staff member from a community-based organization, or a qualified agency staff member? (N/A if the agency always makes a victim advocate from a rape crisis center available to victims.)	yes
	Has the agency documented its efforts to secure services from rape crisis centers?	yes

115.21 (e)	Evidence protocol and forensic medical examinations	
	As requested by the victim, does the victim advocate, qualified agency staff member, or qualified community-based organization staff member accompany and support the victim through the forensic medical examination process and investigatory interviews?	yes
	As requested by the victim, does this person provide emotional support, crisis intervention, information, and referrals?	yes
115.21 (f)	Evidence protocol and forensic medical examinations	
	If the agency itself is not responsible for investigating allegations of sexual abuse, has the agency requested that the investigating agency follow the requirements of paragraphs (a) through (e) of this section? (N/A if the agency/facility is responsible for conducting criminal AND administrative sexual abuse investigations.)	yes
115.21 (h)	Evidence protocol and forensic medical examinations	
	If the agency uses a qualified agency staff member or a qualified community-based staff member for the purposes of this section, has the individual been screened for appropriateness to serve in this role and received education concerning sexual assault and forensic examination issues in general? (N/A if agency always makes a victim advocate from a rape crisis center available to victims.)	yes
115.22 (a)	Policies to ensure referrals of allegations for investigations	
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual abuse?	yes
	Does the agency ensure an administrative or criminal investigation is completed for all allegations of sexual harassment?	yes
115.22 (b)	Policies to ensure referrals of allegations for investigations	
	Does the agency have a policy and practice in place to ensure that allegations of sexual abuse or sexual harassment are referred for investigation to an agency with the legal authority to conduct criminal investigations, unless the allegation does not involve potentially criminal behavior?	yes
	Has the agency published such policy on its website or, if it does not have one, made the policy available through other means?	yes
	Does the agency document all such referrals?	yes

115.22 (c)	Policies to ensure referrals of allegations for investigations	
	If a separate entity is responsible for conducting criminal investigations, does the policy describe the responsibilities of both the agency and the investigating entity? (N/A if the agency/facility is responsible for criminal investigations. See 115.21(a).)	yes
115.31 (a)	Employee training	
	Does the agency train all employees who may have contact with inmates on its zero-tolerance policy for sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on how to fulfill their responsibilities under agency sexual abuse and sexual harassment prevention, detection, reporting, and response policies and procedures?	yes
	Does the agency train all employees who may have contact with inmates on inmates' right to be free from sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the right of inmates and employees to be free from retaliation for reporting sexual abuse and sexual harassment?	yes
	Does the agency train all employees who may have contact with inmates on the dynamics of sexual abuse and sexual harassment in confinement?	yes
	Does the agency train all employees who may have contact with inmates on the common reactions of sexual abuse and sexual harassment victims?	yes
	Does the agency train all employees who may have contact with inmates on how to detect and respond to signs of threatened and actual sexual abuse?	yes
	Does the agency train all employees who may have contact with inmates on how to avoid inappropriate relationships with inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to communicate effectively and professionally with inmates, including lesbian, gay, bisexual, transgender, intersex, or gender nonconforming inmates?	yes
	Does the agency train all employees who may have contact with inmates on how to comply with relevant laws related to mandatory reporting of sexual abuse to outside authorities?	yes

115.31 (b)	Employee training	
	Is such training tailored to the gender of the inmates at the employee's facility?	yes
	Have employees received additional training if reassigned from a facility that houses only male inmates to a facility that houses only female inmates, or vice versa?	no
115.31 (c)	Employee training	
	Have all current employees who may have contact with inmates received such training?	yes
	Does the agency provide each employee with refresher training every two years to ensure that all employees know the agency's current sexual abuse and sexual harassment policies and procedures?	yes
	In years in which an employee does not receive refresher training, does the agency provide refresher information on current sexual abuse and sexual harassment policies?	yes
115.31 (d)	Employee training	
	Does the agency document, through employee signature or electronic verification, that employees understand the training they have received?	yes
115.32 (a)	Volunteer and contractor training	
	Has the agency ensured that all volunteers and contractors who have contact with inmates have been trained on their responsibilities under the agency's sexual abuse and sexual harassment prevention, detection, and response policies and procedures?	yes
115.32 (b)	Volunteer and contractor training	
	Have all volunteers and contractors who have contact with inmates been notified of the agency's zero-tolerance policy regarding sexual abuse and sexual harassment and informed how to report such incidents (the level and type of training provided to volunteers and contractors shall be based on the services they provide and level of contact they have with inmates)?	yes
115.32 (c)	Volunteer and contractor training	
	Does the agency maintain documentation confirming that volunteers and contractors understand the training they have received?	yes

115.33 (a) Inmate education		
	During intake, do inmates receive information explaining the agency's zero-tolerance policy regarding sexual abuse and sexual harassment?	yes
	During intake, do inmates receive information explaining how to report incidents or suspicions of sexual abuse or sexual harassment?	yes
115.33 (b) Inmate education		
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from sexual abuse and sexual harassment?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Their rights to be free from retaliation for reporting such incidents?	yes
	Within 30 days of intake, does the agency provide comprehensive education to inmates either in person or through video regarding: Agency policies and procedures for responding to such incidents?	yes
115.33 (c) Inmate education		
	Have all inmates received the comprehensive education referenced in 115.33(b)?	yes
	Do inmates receive education upon transfer to a different facility to the extent that the policies and procedures of the inmate's new facility differ from those of the previous facility?	yes
115.33 (d) Inmate education		
	Does the agency provide inmate education in formats accessible to all inmates including those who are limited English proficient?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are deaf?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are visually impaired?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who are otherwise disabled?	yes
	Does the agency provide inmate education in formats accessible to all inmates including those who have limited reading skills?	yes

115.33 (e)	Inmate education	
	Does the agency maintain documentation of inmate participation in these education sessions?	yes
115.33 (f)	Inmate education	
	In addition to providing such education, does the agency ensure that key information is continuously and readily available or visible to inmates through posters, inmate handbooks, or other written formats?	yes
115.34 (a)	Specialized training: Investigations	
	In addition to the general training provided to all employees pursuant to §115.31, does the agency ensure that, to the extent the agency itself conducts sexual abuse investigations, its investigators receive training in conducting such investigations in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.34 (b)	Specialized training: Investigations	
	Does this specialized training include techniques for interviewing sexual abuse victims? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include proper use of Miranda and Garrity warnings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include sexual abuse evidence collection in confinement settings? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
	Does this specialized training include the criteria and evidence required to substantiate a case for administrative action or prosecution referral? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes

115.34 (c)	Specialized training: Investigations	
	Does the agency maintain documentation that agency investigators have completed the required specialized training in conducting sexual abuse investigations? (N/A if the agency does not conduct any form of administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.35 (a)	Specialized training: Medical and mental health care	
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to detect and assess signs of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to preserve physical evidence of sexual abuse? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how to respond effectively and professionally to victims of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
	Does the agency ensure that all full- and part-time medical and mental health care practitioners who work regularly in its facilities have been trained in how and to whom to report allegations or suspicions of sexual abuse and sexual harassment? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
115.35 (b)	Specialized training: Medical and mental health care	
	If medical staff employed by the agency conduct forensic examinations, do such medical staff receive appropriate training to conduct such examinations? (N/A if agency medical staff at the facility do not conduct forensic exams or the agency does not employ medical staff.)	na

115.35 (c)	Specialized training: Medical and mental health care	
	Does the agency maintain documentation that medical and mental health practitioners have received the training referenced in this standard either from the agency or elsewhere? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners who work regularly in its facilities.)	yes
115.35 (d)	Specialized training: Medical and mental health care	
	Do medical and mental health care practitioners employed by the agency also receive training mandated for employees by §115.31? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners employed by the agency.)	na
	Do medical and mental health care practitioners contracted by or volunteering for the agency also receive training mandated for contractors and volunteers by §115.32? (N/A if the agency does not have any full- or part-time medical or mental health care practitioners contracted by or volunteering for the agency.)	yes
115.41 (a)	Screening for risk of victimization and abusiveness	
	Are all inmates assessed during an intake screening for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes
	Are all inmates assessed upon transfer to another facility for their risk of being sexually abused by other inmates or sexually abusive toward other inmates?	yes
115.41 (b)	Screening for risk of victimization and abusiveness	
	Do intake screenings ordinarily take place within 72 hours of arrival at the facility?	yes
115.41 (c)	Screening for risk of victimization and abusiveness	
	Are all PREA screening assessments conducted using an objective screening instrument?	yes

115.41 (d)	Screening for risk of victimization and abusiveness	
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (1) Whether the inmate has a mental, physical, or developmental disability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (2) The age of the inmate?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (3) The physical build of the inmate?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (4) Whether the inmate has previously been incarcerated?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (5) Whether the inmate's criminal history is exclusively nonviolent?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (6) Whether the inmate has prior convictions for sex offenses against an adult or child?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (7) Whether the inmate is or is perceived to be gay, lesbian, bisexual, transgender, intersex, or gender nonconforming (the facility affirmatively asks the inmate about his/her sexual orientation and gender identity AND makes a subjective determination based on the screener's perception whether the inmate is gender non-conforming or otherwise may be perceived to be LGBTI)?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (8) Whether the inmate has previously experienced sexual victimization?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (9) The inmate's own perception of vulnerability?	yes
	Does the intake screening consider, at a minimum, the following criteria to assess inmates for risk of sexual victimization: (10) Whether the inmate is detained solely for civil immigration purposes?	yes

115.41 (e)	Screening for risk of victimization and abusiveness	
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: prior acts of sexual abuse?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: prior convictions for violent offenses?	yes
	In assessing inmates for risk of being sexually abusive, does the initial PREA risk screening consider, as known to the agency: history of prior institutional violence or sexual abuse?	yes
115.41 (f)	Screening for risk of victimization and abusiveness	
	Within a set time period not more than 30 days from the inmate's arrival at the facility, does the facility reassess the inmate's risk of victimization or abusiveness based upon any additional, relevant information received by the facility since the intake screening?	yes
115.41 (g)	Screening for risk of victimization and abusiveness	
	Does the facility reassess an inmate's risk level when warranted due to a referral?	yes
	Does the facility reassess an inmate's risk level when warranted due to a request?	yes
	Does the facility reassess an inmate's risk level when warranted due to an incident of sexual abuse?	yes
	Does the facility reassess an inmate's risk level when warranted due to receipt of additional information that bears on the inmate's risk of sexual victimization or abusiveness?	yes
115.41 (h)	Screening for risk of victimization and abusiveness	
	Is it the case that inmates are not ever disciplined for refusing to answer, or for not disclosing complete information in response to, questions asked pursuant to paragraphs (d)(1), (d)(7), (d)(8), or (d)(9) of this section?	yes
115.41 (i)	Screening for risk of victimization and abusiveness	
	Has the agency implemented appropriate controls on the dissemination within the facility of responses to questions asked pursuant to this standard in order to ensure that sensitive information is not exploited to the inmate's detriment by staff or other inmates?	yes

115.42 (a) Use of screening information		
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Housing Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Bed assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Work Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Education Assignments?	yes
	Does the agency use information from the risk screening required by § 115.41, with the goal of keeping separate those inmates at high risk of being sexually victimized from those at high risk of being sexually abusive, to inform: Program Assignments?	yes
115.42 (b) Use of screening information		
	Does the agency make individualized determinations about how to ensure the safety of each inmate?	yes
115.42 (c) Use of screening information		
	When deciding whether to assign a transgender or intersex inmate to a facility for male or female inmates, does the agency consider, on a case-by-case basis, whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems (NOTE: if an agency by policy or practice assigns inmates to a male or female facility on the basis of anatomy alone, that agency is not in compliance with this standard)?	yes
	When making housing or other program assignments for transgender or intersex inmates, does the agency consider, on a case-by-case basis, whether a placement would ensure the inmate's health and safety, and whether a placement would present management or security problems?	yes

115.42 (d)	Use of screening information	
	Are placement and programming assignments for each transgender or intersex inmate reassessed at least twice each year to review any threats to safety experienced by the inmate?	yes
115.42 (e)	Use of screening information	
	Are each transgender or intersex inmate's own views with respect to his or her own safety given serious consideration when making facility and housing placement decisions and programming assignments?	yes
115.42 (f)	Use of screening information	
	Are transgender and intersex inmates given the opportunity to shower separately from other inmates?	yes
115.42 (g)	Use of screening information	
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: lesbian, gay, and bisexual inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: transgender inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	yes
	Unless placement is in a dedicated facility, unit, or wing established in connection with a consent decree, legal settlement, or legal judgment for the purpose of protecting lesbian, gay, bisexual, transgender, or intersex inmates, does the agency always refrain from placing: intersex inmates in dedicated facilities, units, or wings solely on the basis of such identification or status? (N/A if the agency has a dedicated facility, unit, or wing solely for the placement of LGBT or I inmates pursuant to a consent decree, legal settlement, or legal judgement.)	yes

115.43 (a)	Protective Custody	
	Does the facility always refrain from placing inmates at high risk for sexual victimization in involuntary segregated housing unless an assessment of all available alternatives has been made, and a determination has been made that there is no available alternative means of separation from likely abusers?	yes
	If a facility cannot conduct such an assessment immediately, does the facility hold the inmate in involuntary segregated housing for less than 24 hours while completing the assessment?	yes
115.43 (b)	Protective Custody	
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Programs to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Privileges to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Education to the extent possible?	yes
	Do inmates who are placed in segregated housing because they are at high risk of sexual victimization have access to: Work opportunities to the extent possible?	yes
	If the facility restricts any access to programs, privileges, education, or work opportunities, does the facility document the opportunities that have been limited? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the duration of the limitation? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes
	If the facility restricts access to programs, privileges, education, or work opportunities, does the facility document the reasons for such limitations? (N/A if the facility never restricts access to programs, privileges, education, or work opportunities.)	yes

115.43 (c)	Protective Custody	
	Does the facility assign inmates at high risk of sexual victimization to involuntary segregated housing only until an alternative means of separation from likely abusers can be arranged?	yes
	Does such an assignment not ordinarily exceed a period of 30 days?	yes
115.43 (d)	Protective Custody	
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The basis for the facility's concern for the inmate's safety?	yes
	If an involuntary segregated housing assignment is made pursuant to paragraph (a) of this section, does the facility clearly document: The reason why no alternative means of separation can be arranged?	yes
115.43 (e)	Protective Custody	
	In the case of each inmate who is placed in involuntary segregation because he/she is at high risk of sexual victimization, does the facility afford a review to determine whether there is a continuing need for separation from the general population EVERY 30 DAYS?	yes
115.51 (a)	Inmate reporting	
	Does the agency provide multiple internal ways for inmates to privately report: Sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Retaliation by other inmates or staff for reporting sexual abuse and sexual harassment?	yes
	Does the agency provide multiple internal ways for inmates to privately report: Staff neglect or violation of responsibilities that may have contributed to such incidents?	yes

115.51 (b)	Inmate reporting	
	Does the agency also provide at least one way for inmates to report sexual abuse or sexual harassment to a public or private entity or office that is not part of the agency?	yes
	Is that private entity or office able to receive and immediately forward inmate reports of sexual abuse and sexual harassment to agency officials?	yes
	Does that private entity or office allow the inmate to remain anonymous upon request?	yes
	Are inmates detained solely for civil immigration purposes provided information on how to contact relevant consular officials and relevant officials at the Department of Homeland Security? (N/A if the facility never houses inmates detained solely for civil immigration purposes.)	yes
115.51 (c)	Inmate reporting	
	Does staff accept reports of sexual abuse and sexual harassment made verbally, in writing, anonymously, and from third parties?	yes
	Does staff promptly document any verbal reports of sexual abuse and sexual harassment?	yes
115.51 (d)	Inmate reporting	
	Does the agency provide a method for staff to privately report sexual abuse and sexual harassment of inmates?	yes
115.52 (a)	Exhaustion of administrative remedies	
	Is the agency exempt from this standard? NOTE: The agency is exempt ONLY if it does not have administrative procedures to address inmate grievances regarding sexual abuse. This does not mean the agency is exempt simply because an inmate does not have to or is not ordinarily expected to submit a grievance to report sexual abuse. This means that as a matter of explicit policy, the agency does not have an administrative remedies process to address sexual abuse.	no

115.52 (b)	Exhaustion of administrative remedies	
	Does the agency permit inmates to submit a grievance regarding an allegation of sexual abuse without any type of time limits? (The agency may apply otherwise-applicable time limits to any portion of a grievance that does not allege an incident of sexual abuse.) (N/A if agency is exempt from this standard.)	yes
	Does the agency always refrain from requiring an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse? (N/A if agency is exempt from this standard.)	yes
115.52 (c)	Exhaustion of administrative remedies	
	Does the agency ensure that: An inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
	Does the agency ensure that: Such grievance is not referred to a staff member who is the subject of the complaint? (N/A if agency is exempt from this standard.)	yes
115.52 (d)	Exhaustion of administrative remedies	
	Does the agency issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance? (Computation of the 90-day time period does not include time consumed by inmates in preparing any administrative appeal.) (N/A if agency is exempt from this standard.)	yes
	If the agency claims the maximum allowable extension of time to respond of up to 70 days per 115.52(d)(3) when the normal time period for response is insufficient to make an appropriate decision, does the agency notify the inmate in writing of any such extension and provide a date by which a decision will be made? (N/A if agency is exempt from this standard.)	yes
	At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly noticed extension, may an inmate consider the absence of a response to be a denial at that level? (N/A if agency is exempt from this standard.)	yes

115.52 (e)	Exhaustion of administrative remedies	
	Are third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Are those third parties also permitted to file such requests on behalf of inmates? (If a third party files such a request on behalf of an inmate, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.) (N/A if agency is exempt from this standard.)	yes
	If the inmate declines to have the request processed on his or her behalf, does the agency document the inmate's decision? (N/A if agency is exempt from this standard.)	yes

115.52 (f)	Exhaustion of administrative remedies	
	Has the agency established procedures for the filing of an emergency grievance alleging that an inmate is subject to a substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse, does the agency immediately forward the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action may be taken? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency provide an initial response within 48 hours? (N/A if agency is exempt from this standard.)	yes
	After receiving an emergency grievance described above, does the agency issue a final agency decision within 5 calendar days? (N/A if agency is exempt from this standard.)	yes
	Does the initial response and final agency decision document the agency's determination whether the inmate is in substantial risk of imminent sexual abuse? (N/A if agency is exempt from this standard.)	yes
	Does the initial response document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
	Does the agency's final decision document the agency's action(s) taken in response to the emergency grievance? (N/A if agency is exempt from this standard.)	yes
115.52 (g)	Exhaustion of administrative remedies	
	If the agency disciplines an inmate for filing a grievance related to alleged sexual abuse, does it do so ONLY where the agency demonstrates that the inmate filed the grievance in bad faith? (N/A if agency is exempt from this standard.)	yes

115.53 (a)	Inmate access to outside confidential support services	
	Does the facility provide inmates with access to outside victim advocates for emotional support services related to sexual abuse by giving inmates mailing addresses and telephone numbers, including toll-free hotline numbers where available, of local, State, or national victim advocacy or rape crisis organizations?	yes
	Does the facility provide persons detained solely for civil immigration purposes mailing addresses and telephone numbers, including toll-free hotline numbers where available of local, State, or national immigrant services agencies? (N/A if the facility never has persons detained solely for civil immigration purposes.)	yes
	Does the facility enable reasonable communication between inmates and these organizations and agencies, in as confidential a manner as possible?	yes
115.53 (b)	Inmate access to outside confidential support services	
	Does the facility inform inmates, prior to giving them access, of the extent to which such communications will be monitored and the extent to which reports of abuse will be forwarded to authorities in accordance with mandatory reporting laws?	yes
115.53 (c)	Inmate access to outside confidential support services	
	Does the agency maintain or attempt to enter into memoranda of understanding or other agreements with community service providers that are able to provide inmates with confidential emotional support services related to sexual abuse?	yes
	Does the agency maintain copies of agreements or documentation showing attempts to enter into such agreements?	yes
115.54 (a)	Third-party reporting	
	Has the agency established a method to receive third-party reports of sexual abuse and sexual harassment?	yes
	Has the agency distributed publicly information on how to report sexual abuse and sexual harassment on behalf of an inmate?	yes

115.61 (a)	Staff and agency reporting duties	
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding an incident of sexual abuse or sexual harassment that occurred in a facility, whether or not it is part of the agency?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding retaliation against inmates or staff who reported an incident of sexual abuse or sexual harassment?	yes
	Does the agency require all staff to report immediately and according to agency policy any knowledge, suspicion, or information regarding any staff neglect or violation of responsibilities that may have contributed to an incident of sexual abuse or sexual harassment or retaliation?	yes
115.61 (b)	Staff and agency reporting duties	
	Apart from reporting to designated supervisors or officials, does staff always refrain from revealing any information related to a sexual abuse report to anyone other than to the extent necessary, as specified in agency policy, to make treatment, investigation, and other security and management decisions?	yes
115.61 (c)	Staff and agency reporting duties	
	Unless otherwise precluded by Federal, State, or local law, are medical and mental health practitioners required to report sexual abuse pursuant to paragraph (a) of this section?	yes
	Are medical and mental health practitioners required to inform inmates of the practitioner's duty to report, and the limitations of confidentiality, at the initiation of services?	yes
115.61 (d)	Staff and agency reporting duties	
	If the alleged victim is under the age of 18 or considered a vulnerable adult under a State or local vulnerable persons statute, does the agency report the allegation to the designated State or local services agency under applicable mandatory reporting laws?	yes
115.61 (e)	Staff and agency reporting duties	
	Does the facility report all allegations of sexual abuse and sexual harassment, including third-party and anonymous reports, to the facility's designated investigators?	yes

115.62 (a)	Agency protection duties	
	When the agency learns that an inmate is subject to a substantial risk of imminent sexual abuse, does it take immediate action to protect the inmate?	yes
115.63 (a)	Reporting to other confinement facilities	
	Upon receiving an allegation that an inmate was sexually abused while confined at another facility, does the head of the facility that received the allegation notify the head of the facility or appropriate office of the agency where the alleged abuse occurred?	yes
115.63 (b)	Reporting to other confinement facilities	
	Is such notification provided as soon as possible, but no later than 72 hours after receiving the allegation?	yes
115.63 (c)	Reporting to other confinement facilities	
	Does the agency document that it has provided such notification?	yes
115.63 (d)	Reporting to other confinement facilities	
	Does the facility head or agency office that receives such notification ensure that the allegation is investigated in accordance with these standards?	yes

115.64 (a)	Staff first responder duties	
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Separate the alleged victim and abuser?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Preserve and protect any crime scene until appropriate steps can be taken to collect any evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Request that the alleged victim not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
	Upon learning of an allegation that an inmate was sexually abused, is the first security staff member to respond to the report required to: Ensure that the alleged abuser does not take any actions that could destroy physical evidence, including, as appropriate, washing, brushing teeth, changing clothes, urinating, defecating, smoking, drinking, or eating, if the abuse occurred within a time period that still allows for the collection of physical evidence?	yes
115.64 (b)	Staff first responder duties	
	If the first staff responder is not a security staff member, is the responder required to request that the alleged victim not take any actions that could destroy physical evidence, and then notify security staff?	yes
115.65 (a)	Coordinated response	
	Has the facility developed a written institutional plan to coordinate actions among staff first responders, medical and mental health practitioners, investigators, and facility leadership taken in response to an incident of sexual abuse?	yes

115.66 (a)	Preservation of ability to protect inmates from contact with abusers	
	Are both the agency and any other governmental entities responsible for collective bargaining on the agency's behalf prohibited from entering into or renewing any collective bargaining agreement or other agreement that limit the agency's ability to remove alleged staff sexual abusers from contact with any inmates pending the outcome of an investigation or of a determination of whether and to what extent discipline is warranted?	yes
115.67 (a)	Agency protection against retaliation	
	Has the agency established a policy to protect all inmates and staff who report sexual abuse or sexual harassment or cooperate with sexual abuse or sexual harassment investigations from retaliation by other inmates or staff?	yes
	Has the agency designated which staff members or departments are charged with monitoring retaliation?	yes
115.67 (b)	Agency protection against retaliation	
	Does the agency employ multiple protection measures, such as housing changes or transfers for inmate victims or abusers, removal of alleged staff or inmate abusers from contact with victims, and emotional support services for inmates or staff who fear retaliation for reporting sexual abuse or sexual harassment or for cooperating with investigations?	yes

115.67 (c)	Agency protection against retaliation	
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of inmates or staff who reported the sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor the conduct and treatment of inmates who were reported to have suffered sexual abuse to see if there are changes that may suggest possible retaliation by inmates or staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Act promptly to remedy any such retaliation?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor any inmate disciplinary reports?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate housing changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor inmate program changes?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor negative performance reviews of staff?	yes
	Except in instances where the agency determines that a report of sexual abuse is unfounded, for at least 90 days following a report of sexual abuse, does the agency: Monitor reassignments of staff?	yes
	Does the agency continue such monitoring beyond 90 days if the initial monitoring indicates a continuing need?	yes

115.67 (d)	Agency protection against retaliation	
	In the case of inmates, does such monitoring also include periodic status checks?	yes
115.67 (e)	Agency protection against retaliation	
	If any other individual who cooperates with an investigation expresses a fear of retaliation, does the agency take appropriate measures to protect that individual against retaliation?	yes
115.68 (a)	Post-allegation protective custody	
	Is any and all use of segregated housing to protect an inmate who is alleged to have suffered sexual abuse subject to the requirements of § 115.43?	yes
115.71 (a)	Criminal and administrative agency investigations	
	When the agency conducts its own investigations into allegations of sexual abuse and sexual harassment, does it do so promptly, thoroughly, and objectively? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes
	Does the agency conduct such investigations for all allegations, including third party and anonymous reports? (N/A if the agency/facility is not responsible for conducting any form of criminal OR administrative sexual abuse investigations. See 115.21(a).)	yes
115.71 (b)	Criminal and administrative agency investigations	
	Where sexual abuse is alleged, does the agency use investigators who have received specialized training in sexual abuse investigations as required by 115.34?	yes
115.71 (c)	Criminal and administrative agency investigations	
	Do investigators gather and preserve direct and circumstantial evidence, including any available physical and DNA evidence and any available electronic monitoring data?	yes
	Do investigators interview alleged victims, suspected perpetrators, and witnesses?	yes
	Do investigators review prior reports and complaints of sexual abuse involving the suspected perpetrator?	yes

115.71 (d)	Criminal and administrative agency investigations	
	When the quality of evidence appears to support criminal prosecution, does the agency conduct compelled interviews only after consulting with prosecutors as to whether compelled interviews may be an obstacle for subsequent criminal prosecution?	yes
115.71 (e)	Criminal and administrative agency investigations	
	Do agency investigators assess the credibility of an alleged victim, suspect, or witness on an individual basis and not on the basis of that individual's status as inmate or staff?	yes
	Does the agency investigate allegations of sexual abuse without requiring an inmate who alleges sexual abuse to submit to a polygraph examination or other truth-telling device as a condition for proceeding?	yes
115.71 (f)	Criminal and administrative agency investigations	
	Do administrative investigations include an effort to determine whether staff actions or failures to act contributed to the abuse?	yes
	Are administrative investigations documented in written reports that include a description of the physical evidence and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings?	yes
115.71 (g)	Criminal and administrative agency investigations	
	Are criminal investigations documented in a written report that contains a thorough description of the physical, testimonial, and documentary evidence and attaches copies of all documentary evidence where feasible?	yes
115.71 (h)	Criminal and administrative agency investigations	
	Are all substantiated allegations of conduct that appears to be criminal referred for prosecution?	yes
115.71 (i)	Criminal and administrative agency investigations	
	Does the agency retain all written reports referenced in 115.71(f) and (g) for as long as the alleged abuser is incarcerated or employed by the agency, plus five years?	yes

115.71 (j)	Criminal and administrative agency investigations	
	Does the agency ensure that the departure of an alleged abuser or victim from the employment or control of the agency does not provide a basis for terminating an investigation?	yes
115.71 (l)	Criminal and administrative agency investigations	
	When an outside entity investigates sexual abuse, does the facility cooperate with outside investigators and endeavor to remain informed about the progress of the investigation? (N/A if an outside agency does not conduct administrative or criminal sexual abuse investigations. See 115.21(a).)	yes
115.72 (a)	Evidentiary standard for administrative investigations	
	Is it true that the agency does not impose a standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated?	yes
115.73 (a)	Reporting to inmates	
	Following an investigation into an inmate's allegation that he or she suffered sexual abuse in an agency facility, does the agency inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded?	yes
115.73 (b)	Reporting to inmates	
	If the agency did not conduct the investigation into an inmate's allegation of sexual abuse in an agency facility, does the agency request the relevant information from the investigative agency in order to inform the inmate? (N/A if the agency/facility is responsible for conducting administrative and criminal investigations.)	yes

115.73 (c)	Reporting to inmates	
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the inmate has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer posted within the inmate's unit?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The staff member is no longer employed at the facility?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been indicted on a charge related to sexual abuse in the facility?	yes
	Following an inmate's allegation that a staff member has committed sexual abuse against the resident, unless the agency has determined that the allegation is unfounded, or unless the resident has been released from custody, does the agency subsequently inform the resident whenever: The agency learns that the staff member has been convicted on a charge related to sexual abuse within the facility?	yes
115.73 (d)	Reporting to inmates	
	Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been indicted on a charge related to sexual abuse within the facility?	yes
	Following an inmate's allegation that he or she has been sexually abused by another inmate, does the agency subsequently inform the alleged victim whenever: The agency learns that the alleged abuser has been convicted on a charge related to sexual abuse within the facility?	yes
115.73 (e)	Reporting to inmates	
	Does the agency document all such notifications or attempted notifications?	yes

115.76 (a)	Disciplinary sanctions for staff	
	Are staff subject to disciplinary sanctions up to and including termination for violating agency sexual abuse or sexual harassment policies?	yes
115.76 (b)	Disciplinary sanctions for staff	
	Is termination the presumptive disciplinary sanction for staff who have engaged in sexual abuse?	yes
115.76 (c)	Disciplinary sanctions for staff	
	Are disciplinary sanctions for violations of agency policies relating to sexual abuse or sexual harassment (other than actually engaging in sexual abuse) commensurate with the nature and circumstances of the acts committed, the staff member's disciplinary history, and the sanctions imposed for comparable offenses by other staff with similar histories?	yes
115.76 (d)	Disciplinary sanctions for staff	
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Are all terminations for violations of agency sexual abuse or sexual harassment policies, or resignations by staff who would have been terminated if not for their resignation, reported to: Relevant licensing bodies?	yes
115.77 (a)	Corrective action for contractors and volunteers	
	Is any contractor or volunteer who engages in sexual abuse prohibited from contact with inmates?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Law enforcement agencies (unless the activity was clearly not criminal)?	yes
	Is any contractor or volunteer who engages in sexual abuse reported to: Relevant licensing bodies?	yes
115.77 (b)	Corrective action for contractors and volunteers	
	In the case of any other violation of agency sexual abuse or sexual harassment policies by a contractor or volunteer, does the facility take appropriate remedial measures, and consider whether to prohibit further contact with inmates?	yes

115.78 (a)	Disciplinary sanctions for inmates	
	Following an administrative finding that an inmate engaged in inmate-on-inmate sexual abuse, or following a criminal finding of guilt for inmate-on-inmate sexual abuse, are inmates subject to disciplinary sanctions pursuant to a formal disciplinary process?	yes
115.78 (b)	Disciplinary sanctions for inmates	
	Are sanctions commensurate with the nature and circumstances of the abuse committed, the inmate's disciplinary history, and the sanctions imposed for comparable offenses by other inmates with similar histories?	yes
115.78 (c)	Disciplinary sanctions for inmates	
	When determining what types of sanction, if any, should be imposed, does the disciplinary process consider whether an inmate's mental disabilities or mental illness contributed to his or her behavior?	yes
115.78 (d)	Disciplinary sanctions for inmates	
	If the facility offers therapy, counseling, or other interventions designed to address and correct underlying reasons or motivations for the abuse, does the facility consider whether to require the offending inmate to participate in such interventions as a condition of access to programming and other benefits?	yes
115.78 (e)	Disciplinary sanctions for inmates	
	Does the agency discipline an inmate for sexual contact with staff only upon a finding that the staff member did not consent to such contact?	yes
115.78 (f)	Disciplinary sanctions for inmates	
	For the purpose of disciplinary action does a report of sexual abuse made in good faith based upon a reasonable belief that the alleged conduct occurred NOT constitute falsely reporting an incident or lying, even if an investigation does not establish evidence sufficient to substantiate the allegation?	yes
115.78 (g)	Disciplinary sanctions for inmates	
	If the agency prohibits all sexual activity between inmates, does the agency always refrain from considering non-coercive sexual activity between inmates to be sexual abuse? (N/A if the agency does not prohibit all sexual activity between inmates.)	yes

115.81 (a)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a prison inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison).	yes
115.81 (b)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a prison inmate has previously perpetrated sexual abuse, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a prison.)	yes
115.81 (c)	Medical and mental health screenings; history of sexual abuse	
	If the screening pursuant to § 115.41 indicates that a jail inmate has experienced prior sexual victimization, whether it occurred in an institutional setting or in the community, do staff ensure that the inmate is offered a follow-up meeting with a medical or mental health practitioner within 14 days of the intake screening? (N/A if the facility is not a jail).	yes
115.81 (d)	Medical and mental health screenings; history of sexual abuse	
	Is any information related to sexual victimization or abusiveness that occurred in an institutional setting strictly limited to medical and mental health practitioners and other staff as necessary to inform treatment plans and security management decisions, including housing, bed, work, education, and program assignments, or as otherwise required by Federal, State, or local law?	yes
115.81 (e)	Medical and mental health screenings; history of sexual abuse	
	Do medical and mental health practitioners obtain informed consent from inmates before reporting information about prior sexual victimization that did not occur in an institutional setting, unless the inmate is under the age of 18?	yes

115.82 (a)	Access to emergency medical and mental health services	
	Do inmate victims of sexual abuse receive timely, unimpeded access to emergency medical treatment and crisis intervention services, the nature and scope of which are determined by medical and mental health practitioners according to their professional judgment?	yes
115.82 (b)	Access to emergency medical and mental health services	
	If no qualified medical or mental health practitioners are on duty at the time a report of recent sexual abuse is made, do security staff first responders take preliminary steps to protect the victim pursuant to § 115.62?	yes
	Do security staff first responders immediately notify the appropriate medical and mental health practitioners?	yes
115.82 (c)	Access to emergency medical and mental health services	
	Are inmate victims of sexual abuse offered timely information about and timely access to emergency contraception and sexually transmitted infections prophylaxis, in accordance with professionally accepted standards of care, where medically appropriate?	yes
115.82 (d)	Access to emergency medical and mental health services	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes
115.83 (a)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility offer medical and mental health evaluation and, as appropriate, treatment to all inmates who have been victimized by sexual abuse in any prison, jail, lockup, or juvenile facility?	yes
115.83 (b)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the evaluation and treatment of such victims include, as appropriate, follow-up services, treatment plans, and, when necessary, referrals for continued care following their transfer to, or placement in, other facilities, or their release from custody?	yes

115.83 (c)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Does the facility provide such victims with medical and mental health services consistent with the community level of care?	yes
115.83 (d)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexually abusive vaginal penetration while incarcerated offered pregnancy tests? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
115.83 (e)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If pregnancy results from the conduct described in paragraph § 115.83(d), do such victims receive timely and comprehensive information about and timely access to all lawful pregnancy-related medical services? (N/A if "all male" facility. Note: in "all male" facilities there may be inmates who identify as transgender men who may have female genitalia. Auditors should be sure to know whether such individuals may be in the population and whether this provision may apply in specific circumstances.)	yes
115.83 (f)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are inmate victims of sexual abuse while incarcerated offered tests for sexually transmitted infections as medically appropriate?	yes
115.83 (g)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	Are treatment services provided to the victim without financial cost and regardless of whether the victim names the abuser or cooperates with any investigation arising out of the incident?	yes

115.83 (h)	Ongoing medical and mental health care for sexual abuse victims and abusers	
	If the facility is a prison, does it attempt to conduct a mental health evaluation of all known inmate-on-inmate abusers within 60 days of learning of such abuse history and offer treatment when deemed appropriate by mental health practitioners? (NA if the facility is a jail.)	yes
115.86 (a)	Sexual abuse incident reviews	
	Does the facility conduct a sexual abuse incident review at the conclusion of every sexual abuse investigation, including where the allegation has not been substantiated, unless the allegation has been determined to be unfounded?	yes
115.86 (b)	Sexual abuse incident reviews	
	Does such review ordinarily occur within 30 days of the conclusion of the investigation?	yes
115.86 (c)	Sexual abuse incident reviews	
	Does the review team include upper-level management officials, with input from line supervisors, investigators, and medical or mental health practitioners?	yes

115.86 (d)	Sexual abuse incident reviews	
	Does the review team: Consider whether the allegation or investigation indicates a need to change policy or practice to better prevent, detect, or respond to sexual abuse?	yes
	Does the review team: Consider whether the incident or allegation was motivated by race; ethnicity; gender identity; lesbian, gay, bisexual, transgender, or intersex identification, status, or perceived status; gang affiliation; or other group dynamics at the facility?	yes
	Does the review team: Examine the area in the facility where the incident allegedly occurred to assess whether physical barriers in the area may enable abuse?	yes
	Does the review team: Assess the adequacy of staffing levels in that area during different shifts?	yes
	Does the review team: Assess whether monitoring technology should be deployed or augmented to supplement supervision by staff?	yes
	Does the review team: Prepare a report of its findings, including but not necessarily limited to determinations made pursuant to §§ 115.86(d)(1)-(d)(5), and any recommendations for improvement and submit such report to the facility head and PREA compliance manager?	yes
115.86 (e)	Sexual abuse incident reviews	
	Does the facility implement the recommendations for improvement, or document its reasons for not doing so?	yes
115.87 (a)	Data collection	
	Does the agency collect accurate, uniform data for every allegation of sexual abuse at facilities under its direct control using a standardized instrument and set of definitions?	yes
115.87 (b)	Data collection	
	Does the agency aggregate the incident-based sexual abuse data at least annually?	yes
115.87 (c)	Data collection	
	Does the incident-based data include, at a minimum, the data necessary to answer all questions from the most recent version of the Survey of Sexual Violence conducted by the Department of Justice?	yes

115.87 (d)	Data collection	
	Does the agency maintain, review, and collect data as needed from all available incident-based documents, including reports, investigation files, and sexual abuse incident reviews?	yes
115.87 (e)	Data collection	
	Does the agency also obtain incident-based and aggregated data from every private facility with which it contracts for the confinement of its inmates? (N/A if agency does not contract for the confinement of its inmates.)	na
115.87 (f)	Data collection	
	Does the agency, upon request, provide all such data from the previous calendar year to the Department of Justice no later than June 30? (N/A if DOJ has not requested agency data.)	yes
115.88 (a)	Data review for corrective action	
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Identifying problem areas?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Taking corrective action on an ongoing basis?	yes
	Does the agency review data collected and aggregated pursuant to § 115.87 in order to assess and improve the effectiveness of its sexual abuse prevention, detection, and response policies, practices, and training, including by: Preparing an annual report of its findings and corrective actions for each facility, as well as the agency as a whole?	yes
115.88 (b)	Data review for corrective action	
	Does the agency's annual report include a comparison of the current year's data and corrective actions with those from prior years and provide an assessment of the agency's progress in addressing sexual abuse?	yes
115.88 (c)	Data review for corrective action	
	Is the agency's annual report approved by the agency head and made readily available to the public through its website or, if it does not have one, through other means?	yes

115.88 (d)	Data review for corrective action	
	Does the agency indicate the nature of the material redacted where it redacts specific material from the reports when publication would present a clear and specific threat to the safety and security of a facility?	yes
115.89 (a)	Data storage, publication, and destruction	
	Does the agency ensure that data collected pursuant to § 115.87 are securely retained?	yes
115.89 (b)	Data storage, publication, and destruction	
	Does the agency make all aggregated sexual abuse data, from facilities under its direct control and private facilities with which it contracts, readily available to the public at least annually through its website or, if it does not have one, through other means?	yes
115.89 (c)	Data storage, publication, and destruction	
	Does the agency remove all personal identifiers before making aggregated sexual abuse data publicly available?	yes
115.89 (d)	Data storage, publication, and destruction	
	Does the agency maintain sexual abuse data collected pursuant to § 115.87 for at least 10 years after the date of the initial collection, unless Federal, State, or local law requires otherwise?	yes
115.401 (a)	Frequency and scope of audits	
	During the prior three-year audit period, did the agency ensure that each facility operated by the agency, or by a private organization on behalf of the agency, was audited at least once? (Note: The response here is purely informational. A "no" response does not impact overall compliance with this standard.)	yes

115.401 (b)	Frequency and scope of audits	
	Is this the first year of the current audit cycle? (Note: a “no” response does not impact overall compliance with this standard.)	no
	If this is the second year of the current audit cycle, did the agency ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, was audited during the first year of the current audit cycle? (N/A if this is not the second year of the current audit cycle.)	na
	If this is the third year of the current audit cycle, did the agency ensure that at least two-thirds of each facility type operated by the agency, or by a private organization on behalf of the agency, were audited during the first two years of the current audit cycle? (N/A if this is not the third year of the current audit cycle.)	yes
115.401 (h)	Frequency and scope of audits	
	Did the auditor have access to, and the ability to observe, all areas of the audited facility?	yes
115.401 (i)	Frequency and scope of audits	
	Was the auditor permitted to request and receive copies of any relevant documents (including electronically stored information)?	yes
115.401 (m)	Frequency and scope of audits	
	Was the auditor permitted to conduct private interviews with inmates, residents, and detainees?	yes
115.401 (n)	Frequency and scope of audits	
	Were inmates permitted to send confidential information or correspondence to the auditor in the same manner as if they were communicating with legal counsel?	yes

115.403 (f)	Audit contents and findings	
	<p>The agency has published on its agency website, if it has one, or has otherwise made publicly available, all Final Audit Reports. The review period is for prior audits completed during the past three years PRECEDING THIS AUDIT. The pendency of any agency appeal pursuant to 28 C.F.R. § 115.405 does not excuse noncompliance with this provision. (N/A if there have been no Final Audit Reports issued in the past three years, or, in the case of single facility agencies, there has never been a Final Audit Report issued.)</p>	yes